

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

UNITED STATES OF AMERICA,

Government,

vs.

ROD BLAGOJEVICH,  
ROBERT BLAGOJEVICH,

Defendants.

No. 08 CR 888

Chicago, Illinois

June 4, 2010

9:26 o'clock a.m.

VOLUME 3  
TRANSCRIPT OF PROCEEDINGS  
BEFORE THE HONORABLE JAMES B. ZAGEL  
AND A JURY

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23  
24  
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INDEX OF EXAMINATION

WITNESS PAGE

VOIR DIRE EXAMINATION

By the Court..... 202

EXHIBITS

.....

1 (The following proceedings were had in open  
2 court:)

3 THE CLERK: 2008 CR 888, United States versus  
4 Blagojevich for trial.

:27AM

5 MR. SCHAR: Good morning, Your Honor.  
6 Reid Schar, Chris Niewoehner and Carrie  
7 Hamilton on behalf of the United States.

8 MR. SOROSKY: Your Honor, I would ask if we  
9 could have a sidebar for one moment?

:27AM

10 THE COURT: It's too late for that.

11 MR. SOROSKY: Okay.

12 THE COURT: I want challenges for cause.

:27AM

13 MR. SOROSKY: Your Honor, we would like to  
14 make some arguments concerning that and we feel it  
15 might not be appropriate to make those arguments in  
16 open court. We'd ask -- because there are things  
17 contained in the questionnaires that perhaps --

:27AM

18 THE COURT: Why don't you start by making the  
19 motion and seeing if I grant it, because I've read  
20 the questionnaires.

21 MR. SOROSKY: Okay.

22 MR. SCHAR: Before we start, just one global  
23 issue that I wanted to bring certainly to defense  
24 attention and your Honor's attention.

:28AM

25 There were several individuals that were

1 yesterday either on the questionnaire or I think in  
2 their answers indicated they were teachers, some of  
3 whom potentially had accounts at TRS. TRS is,  
4 obviously, a victim in this case and we wanted to  
5 just flag that in case there are any additional  
6 cause challenges that they would want to make in  
7 relation to that potential issue.

8 THE COURT: Okay. We can start with the  
9 defense's first challenge for cause.

10 MR. ETTINGER: 101.

11 MR. SCHAR: No objection, Judge.

12 MR. SOROSKY: 101.

13 THE COURT: Granted.

14 MR. ETTINGER: 104, Judge.

15 THE COURT: Right. The prosecution's next.  
16 Do you have another one?

17 MR. SCHAR: Before we get to 104?

18 THE COURT: Yeah.

19 MR. SCHAR: Yes, Judge. We would move for  
20 cause on 102. This was the individual, Judge, who  
21 was --

22 THE COURT: No, I remember 102.

23 You have a view on this?

24 MR. SOROSKY: We would object. We strongly  
25 feel that it she very bland in all of her answers

1 and certainly did not say anything which would  
2 indicate that she could not be a fair and  
3 open-minded juror.

4 THE COURT: The basis for your challenge with  
5 respect to 102 was her views on judgment?

6 MR. SCHAR: Yes, Judge.

7 THE COURT: I'm granting this challenge for  
8 cause. It's a judgment call. I thought about this.  
9 But this was an individual who spent a great deal of  
10 time speaking with utter sincerity about the duty,  
11 which I think she regarded as religiously based, not  
12 to judge people. And she spent a lot of time on  
13 that issue. She actually presented us with a  
14 narrative as opposed to a simple answer to the  
15 question.

16 At the end, she did state that after all of  
17 the evidence, then she would be capable of making a  
18 judgment. Weighing the passion of her views with  
19 respect to not judging against what I regarded as a  
20 perfunctory and forced answer that she would be able  
21 to judge, it's my judgment that she would not be  
22 able to bring herself to judgment and I grant the  
23 challenge for cause.

24 Next one for the defense?

25 MR. SOROSKY: 104.

1 MR. SCHAR: That I would object to, Judge.

2 MR. ETtingER: I'm sorry?

3 MR. SCHAR: I'm sorry, we would object to  
4 that one.

:32AM

5 MR. ETtingER: Judge, our basis, we believe  
6 the law says there has to be an unequivocal  
7 statement that the jurors can be fair, and this  
8 juror said she doesn't believe -- he doesn't believe  
9 what he heard or read will affect the process and we  
10 submit that that's not good enough. It has to be  
11 unequivocal and "doesn't believe" is not  
12 unequivocal.

:32AM

13 MR. SOROSKY: I also would add, Your Honor,  
14 that in response to your questions, this juror  
15 stated it would be difficult to render a verdict,  
16 those were his exact words in response to your  
17 question, and he used the phrase as my colleague  
18 Mr. Ettinger believed, I don't believe he could do  
19 whatever the specific questions you asked about that  
20 mandated and required a fair and impartial juror.

:32AM

:32AM

21 He used the words a few times or the phrase a few  
22 times "I do not believe that I could do that." So  
23 the mere fact that he said I don't believe that he  
24 could do what was required and it would be difficult  
25 to render a verdict, I think those two phrases prior

:33AM



1 to the answer of the very specific and succinct  
2 questions that you asked him preclude him from being  
3 a fair and impartial juror and therefore he should  
4 be excluded to cause.

:33AM 5 MR. SCHAR: Judge, again, we continue to  
6 object. I don't remember all that. Mr. Sorosky is  
7 quoting off the questionnaire, but the question  
8 seemed clear to us that he said he would make a  
9 decision based on the evidence that was in the  
:33AM 10 courtroom.

11 THE COURT: I'm denying the challenge for  
12 cause. What I found over the years is, the best  
13 jurors are usually those who recognize that it  
14 sometimes may be difficult to reach judgments. I  
:34AM 15 actually don't think I've ever heard a juror say "it  
16 would be easy" and if I did hear a juror say it  
17 would be easy, I'd be inclined to distrust that  
18 juror. I deny the challenge for cause.

19 I'm assuming there is no challenge with  
:34AM 20 respect to 103.

21 MR. SCHAR: No.

22 THE COURT: Okay. What's next? It's the  
23 government's turn.

24 MR. SOROSKY: Does the government go or do we  
:34AM 25 go?

1 THE COURT: The government goes now.

2 MR. SCHAR: Judge, this is not a cause  
3 challenge, but we did want to flag that 106, I think  
4 you had provided us and provided the defense with a  
5 piece of paper.

6 THE COURT: Yes, I did.

7 MR. SCHAR: And I'm not sure whether that was  
8 ever followed up on.

9 THE COURT: It was not followed up on partly  
10 because of the -- two reasons; one is is the length  
11 of time that passed between the subject of the piece  
12 of paper and the trivial nature of what it was. So  
13 I have no problem with it.

14 MR. SCHAR: Very good.

15 THE COURT: That may be slightly different  
16 with the next group.

17 MR. SCHAR: I think the next one for the  
18 government would be 110.

19 By the way, I hear the defense is objecting,  
20 they don't have a cause to 109.

21 MR. SOROSKY: What? Are we next?

22 THE COURT: No, you can respond to 110.

23 MR. SCHAR: Judge, if I could make a few  
24 arguments in relation to 110.

25 THE COURT: Well, I want to see his response

1 first.

2 (Brief pause)

3 MR. SOROSKY: Your Honor, the government's  
4 explained to us why they don't want 110.

5 THE COURT: And you want them to explain that  
6 to you before you tell me what your position is?  
7 Because you might agree?

8 MR. SOROSKY: Well, I don't know that we  
9 would agree, but their basis, Judge.

10 THE COURT: Go ahead.

11 MR. SCHAR: Judge, this is an individual who  
12 failed to answer numerous questions, and as of this  
13 point, actually, he did not answer and we do not  
14 have an answer for question 70 which dealt with the  
15 Title 3 question, or 72 that dealt with views on law  
16 enforcement. They did not disclose on the  
17 questionnaire that they're actually working four  
18 days a week, ten hours a day in a landscaping  
19 business, that also goes to the issue whether or not  
20 there's a hardship. I think there are additional  
21 questions that failed to be answered. I believe  
22 there's also an arrest of conviction for which there  
23 was no explanation on that particular questionnaire.  
24 And based on the lack of information that was  
25 provided in the first instance and the failure to

1 answer questions that are obviously of significant  
2 importance to the government related to views, as  
3 well as potential hardship since there's an  
4 indication that they're now working four days a  
5 week, although that wasn't disclosed, we're moving  
6 for cause.

7 THE COURT: The only observation I would  
8 make, and this may count for the defense waiting to  
9 see, this was a juror who seemed to me to determine  
10 not to reveal anything about himself, and if asked  
11 directly, gave as little information as possible.

12 The truth is, with respect to this particular  
13 juror, if it came down to deciding whether to  
14 exercise a peremptory challenge against this juror,  
15 I don't think either side would know what to do with  
16 him. I mean, you just don't know anything about  
17 this individual. And part of it is is because this  
18 individual did not want you to know anything about  
19 him and I don't have much of an opinion about this  
20 individual. So I think that's the government's  
21 quandary and maybe the defense's quandary, too.  
22 This is an unknown.

23 MR. SOROSKY: well, I think when Your Honor  
24 stated this juror did not care to reveal a great  
25 deal about himself, I don't know that that, in and

1 of itself, is any sin --

2 THE COURT: No, but --

3 MR. SOROSKY: -- that should bother someone  
4 from being a juror.

5 THE COURT: The government's position is, as  
6 I understand it is, if you take a look at the  
7 questions or the questions he didn't answer. And  
8 sometimes a juror doesn't answer a question because  
9 there are a lot of the questions here, they're going  
10 kind of fast because they want to stop answering  
11 questions in the questionnaire and they miss a  
12 couple, and I think the government is concerned  
13 because I don't think that in this case that's --  
14 they don't think in this case that's why questions  
15 weren't answered. And even his demeanor was, this  
16 is somebody who thought very carefully about every  
17 answer he gave, he paused before every answer, and  
18 this is the source of the government's concern, and  
19 the issue is is whether you should have concern or  
20 not.

21 MR. ETtinger: Judge, our position is, the  
22 government has not stated grounds for cause. This  
23 juror said he had not formed an opinion on this  
24 case, he can decide this case on the basis of what  
25 he hears in court.

1 THE COURT: I'm going to postpone ruling on  
2 this one. So that objection is entered and  
3 continued.

4 It's the defense turn.

5 MR. SOROSKY: Juror number 107.

6 THE COURT: Okay. I'm assuming there is  
7 nothing to 105 and 106, so we go to 107.

8 And your grounds?

9 MR. SOROSKY: Well, juror number 107  
10 indicated that he had been impaneled as a federal  
11 grand juror in this building, relatively recently.

12 THE COURT: 2002.

13 MR. SOROSKY: Pardon me?

14 THE COURT: To September 2002, and according  
15 to what he said, he would have ended his service  
16 sometime around the end 2003, beginning 2004.

17 MR. SOROSKY: Right. So I would assume,  
18 being a grand juror, he probably severed for  
19 18 months.

20 THE COURT: Right. He said 18 months.

21 MR. SOROSKY: Right. And, therefore, every  
22 day that he came to his job as a federal grand  
23 juror, he probably met and spoke with Assistant  
24 United States Attorneys and dealt with witnesses who  
25 were going to testify for the government and

1 probably dealt with many law enforcement officers.  
2 And, with all due respect, if someone had worked in  
3 Mr. Adam's office for 18 months, I'm sure the  
4 government would say, well, I don't know if that  
5 person could be a fair and impartial juror, and if  
6 Mr. Adam said, oh, no, he really didn't work for me,  
7 he worked for my associates, or colleagues, or  
8 partners, the government would say that doesn't make  
9 any difference. And I think that's what we have  
10 here.

11 This person has probably been tainted more  
12 than any other juror into the belief that what the  
13 government presents is correct, that the government  
14 is the true light, and that the defendants are the  
15 bad guys, if you will. And to say it any other way  
16 is just not looking at it fairly and accurately.

17 And, in fact, he answered one question when  
18 he said he considers the media hearsay and not  
19 evidence, and he said that because he really knows  
20 what's going on. And in the one sense, what he said  
21 is accurate. Obviously, if you're in a federal  
22 grand jury, you really know what's going on, and  
23 then when the media says something they obviously  
24 don't know the whole story, they have the narrow  
25 sliver and undoubtedly is hearsay.

1           So I just don't see how this person can be a  
2 fair and impartial juror, because should there be  
3 deliberations, he would have the background, if you  
4 will, and have been infected by all that he heard in  
5 the grand jury proceeding.

6           And the one thing a grand jury proceeding is  
7 is a one-sided proceeding. If you think about court  
8 as a three-sided proceeding with the defense,  
9 prosecution, and the judge in the middle, at a grand  
10 jury there is no judge and there is no defense.  
11 There is only a prosecutor and FBI agents presenting  
12 evidence to citizenry. It's a one-sided proceeding.  
13 And this juror has been the victim, if you will, of  
14 that influence for 18 months and it's all come from  
15 the government. Now how could he possibly be a  
16 neutral and detached juror after that experience?  
17 It's absolutely impossible, no one could be and,  
18 therefore, we move he should be excluded.

19           MR. ETTINGER: Judge, on behalf of Robert  
20 Blagojevich, we want to add, on Page 23 of his  
21 questionnaire, he held fund-raisers for Children's  
22 Memorial Hospital, which will be an issue in this  
23 case, on contributions. So we believe there is an  
24 implied bias and move for cause.

25           THE COURT: What question?



1 MR. ETTINGER: I'm sorry?

2 THE COURT: What question?

3 MR. SOROSKY: Page 23.

4 THE COURT: It says he held fundraisers for  
5 Children's Memorial Hospital?

6 MR. ETTINGER: Yes.

7 THE COURT: I'm denying the challenge for  
8 cause. And in all honesty, if somebody had worked  
9 in Mr. Adam's office a number of the years ago for  
10 18 months, I would deny the government's challenge  
11 for cause.

12 The government?

13 MR. SCHAR: Judge, the next would be 112.

14 THE COURT: Your grounds?

15 MR. SCHAR: Judge, the grounds for this is,  
16 this is the individual who indicated that her  
17 brother had been falsely accused of a crime. She  
18 indicated twice that she was very mad at that time,  
19 or still very mad now about what happened at that  
20 time. Said she didn't think it would affect her but  
21 she was still really mad at the time, and that was  
22 after a long pause, kind of a sigh from a demeanor  
23 perspective.

24 In terms of -- I think you followed up  
25 eventually to ask, do you think you could make a

1 decision just on the evidence, she indicated she  
2 would do her best, but, that was her quote, would do  
3 her best but, and she never finished.

4 She then had issues with the Title 3 question  
5 where she thought it was an invasion of rights to  
6 privacy. You explained the issue to her. She still  
7 thought it was a right to privacy problem, I think  
8 you again followed up with her and see if she could  
9 be fair, she said probably, yes.

10 So when you add a combination of factors, and  
11 I think she's only getting paid for one day of jury  
12 service as well, from a hardship perspective, but  
13 the combination of factors for the cause challenge,  
14 we were left with the impression that she had not  
15 decided that she could fully fair.

16 THE COURT: The defense?

17 MR. SOROSKY: If I could respond briefly. I  
18 don't think anyone who either themselves or had a  
19 close family member falsely accused of a crime  
20 wouldn't say they were upset by it. Who wouldn't  
21 be? And, however, she clearly stated that she could  
22 be a fair and impartial juror notwithstanding that,  
23 that it was a long time ago. Also, it was quite  
24 apparent from her answers to the questions that her  
25 brother, who was the victim of this false

1 accusation, was arrested by local police officers,  
2 not federal officers, and she indicated that the  
3 first time the case went to court the judge  
4 apologized and dismissed the case. So I don't see  
5 how that, in any way, would keep her from being a  
6 fair and impartial juror.

7           Concerning the comment about invasion of  
8 privacy, I think if asked the naked question, how do  
9 you feel about your conversations being overheard or  
10 wiretapped by the government, I don't know anyone  
11 who wouldn't say, "well, isn't that invasion of my  
12 privacy." And then when you explain to them, well,  
13 under the law, if we're investigating a crime, law  
14 enforcement could do certain things, then they might  
15 say, oh, well, I understand maybe that's proper.  
16 But the naked question, how do you feel about the  
17 government wiretapping your conversations, there's  
18 nothing wrong or improper or unfair about someone  
19 asking the question, "well, isn't that an invasion  
20 of my privacy," and that's all she did in the  
21 questionnaire.

22           THE COURT: You can stop now.

23           MR. SOROSKY: Thank you.

24           THE COURT: The challenge is denied.

25           MR. ETTINGER: Judge, our next one is 109.

1 MR. SCHAR: No objection, Judge.

2 THE COURT: Granted.

3 You have another?

4 MR. SCHAR: Judge, 114.

:49AM

5 THE COURT: Which number?

6 MR. SCHAR: 114.

7 THE COURT: Okay.

8 MR. ETTINGER: We agree, Judge.

9 THE COURT: Yeah. Granted.

:50AM

10 Defense?

11 MR. SOROSKY: Our next is 115 -- 113.

12 THE COURT: 113 is your objection?

13 MR. SOROSKY: Yes.

14 THE COURT: Government?

:51AM

15 MR. SCHAR: We object.

16 MR. SOROSKY: We felt all the answers that  
17 this man gave that he not be a fair and impartial  
18 juror.

:51AM

19 THE COURT: This one, too, is a judgment  
20 call. He did tell us that he had strong opinions  
21 about politics or politicians, he checked that off,  
22 didn't give any details in the answer when I asked  
23 him about it. I think this is an intelligent,  
24 disciplined person who can cast aside whatever  
25 preconceptions he has about politicians as a class

:52AM

1 and make an individual judgment. The challenge is  
2 rejected.

3 MR. SCHAR: I believe it's 117, Judge.

4 MR. ETTINGER: We agree, Judge.

5 THE COURT: Granted.

6 The defendant?

7 MR. ETTINGER: We agree.

8 THE COURT: No, no, your motion.

9 MR. ETTINGER: 115, Judge.

10 THE COURT: The government's position on 115?

11 MR. SCHAR: We do not agree, Judge.

12 THE COURT: Okay. Your reasons?

13 MR. SOROSKY: I believe that this woman  
14 indicated, in response to a number of critical  
15 questions that Your Honor asked her, she said, in  
16 open court, she could possibly, and I underscore  
17 the word "possibly," put those things aside and  
18 render a fair verdict, and I think the fact that she  
19 possibly could do it as opposed to certainly do it,  
20 in and of itself, is enough to preclude her from  
21 being a fair and fair and impartial juror.

22 MR. SCHAR: You actually followed up with  
23 additional questions after that which indicated  
24 that -- asked her if she understands she could only  
25 reach a verdict based on what happens in the

1 courtroom and she said she could follow that rule.

2 THE COURT: I'm rejecting the challenge for  
3 cause.

4 The government?

5 MR. SCHAR: Judge, I think number 120  
6 indicated she could not be fair to defendant Rod  
7 Blagojevich, so that would be a cause challenge for  
8 the government as well.

9 MR. SOROSKY: We agree as well.

10 THE COURT: 120 is excluded.

11 Next, the government's?

12 MR. ETTINGER: That was the government.

13 MR. SOROSKY: 118, Judge.

14 THE COURT: 118 you're talking about?

15 MR. ETTINGER: Yes, your Honor.

16 THE COURT: This was also a hardship claim as  
17 well.

18 MR. ETTINGER: Yes.

19 THE COURT: The government's view?

20 MR. SCHAR: I think, Judge, if there's a  
21 hardship, there's a hardship, otherwise --

22 THE COURT: I think there's adequate showing  
23 of hardship in this particular case. Granted.

24 The next one?

25 MR. SCHAR: I think it's us. In terms of a

1 hardship issue/cause, I think 122 is the individual  
2 who was called back later. We don't have an issue  
3 striking that individual for hardship.

4 THE COURT: 122, is there an objection? That  
5 was the one we had at the side.

6 MR. ETtinger: Yes, we want him, Judge.  
7 We're not joining hardship.

8 THE COURT: His hardship excuse, I think,  
9 does is not persuasive to me because -- the economic  
10 hardship is not persuasive to me because he holds an  
11 interesting but very low-paying job. I think in the  
12 questioning I asked him if it was -- if it was  
13 customary being paid as people with sore eyes in  
14 peanuts and then I amended that to peanut, and he  
15 nodded.

16 His other hardship is one of deep personal  
17 concern, and one that if we attempted to  
18 accommodate, would interrupt the trial essentially  
19 for two days at a time. So I'm accepting the  
20 noneconomic hardship excuse.

21 okay. Others?

22 MR. SOROSKY: You now.

23 THE COURT: No, it's your turn.

24 MR. SOROSKY: 120, Your Honor.

25 MR. SCHAR: We already struck that.

1 THE COURT: Yeah, 120 is out. It was agreed  
2 to, I believe.

3 MR. SOROSKY: 124.

4 THE COURT: 124. Okay, grounds?

:59AM

5 MR. SCHAR: We don't agree, Judge.

6 THE COURT: Go ahead.

7 MR. SOROSKY: In one question, specifically  
8 questioned 46, this juror answered, she said she  
9 volunteered it would not be fair for me to be a  
10 juror after watching TV, those were her exact words.  
11 And in question 44, she said that she didn't trust  
12 politicians. And in question 69, she indicated she  
13 came from a very close-knit family and she always  
14 talked about things with her family and it would be  
15 very, very difficult for her not to talk about this  
16 case with her family. And I think if you put the  
17 intermix of all three of those, she certainly could  
18 not be a fair and impartial juror.

:59AM

:00AM

19 MR. NIEWOEHRER: Your Honor, she did laid it  
20 out. When you explained the reason for the  
21 questions, she couldn't talk to her family, she  
22 showed no hesitation in terms of things she  
23 understood and would follow that rule. So we don't  
24 think that would be any reason to dismiss her.

:00AM

25 And in terms of her other answers, she

:00AM



1 actually affirmatively grasped what Your Honor said,  
2 she -- the explanation was I understand you can't  
3 judge a book by its cover and that she would wait to  
4 see the evidence. So it wasn't just okay, I could  
5 be fair, she actually affirmatively expressed the  
6 concept, grasped it, and therefore we think she  
7 could be fair and not be denied for cause.

8 MR. ETTINGER: Judge, we believe what she  
9 said was, when you asked her about putting her  
10 political beliefs aside and for her to be fair and  
11 impartial, I've got my notes that she said "I  
12 believe so," and our position is that's not an  
13 unequivocal response that she can be a fair juror.  
14 "I believe so" is not enough.

15 THE COURT: So you would reject as  
16 insufficiently sincere the formula found in many  
17 religions in which you recite the canon "I believe,"  
18 that that's not enough?

19 MR. ETTINGER: I --

20 THE COURT: I'm sorry, I'm making an  
21 observation that I probably shouldn't have made.  
22 But I will say that I believed her and I'm rejecting  
23 the challenge for cause.

24 Another one?

25 MR. SCHAR: Judge, 126, I suspect, is not

1 going to be joining us for the duration of our  
2 trial, so we'll move for cause.

3 THE COURT: Oh, yes.

4 MR. S. F. ADAM: There's no objection on that  
5 one. No objection on 126.

6 THE COURT: Yes.

7 For you? Do you have another one?

8 MR. SOROSKY: Who am I to challenge the  
9 government's wisdom, Your Honor, on 126.

10 Our next is 125.

11 MS. HAMILTON: Judge, we don't believe that  
12 this should be struck for cause.

13 MR. SOROSKY: If I may respond briefly. In  
14 question 46, here is a man who is called to be a  
15 fair and impartial juror and the answer is "I  
16 already believe Blagojevich to be guilty." I don't  
17 know what more compelling argument a lawyer could  
18 make.

19 And then just to add fuel to the fire, on the  
20 answer to question 65, "you heard the reports from  
21 the radio, TV, and Internet and it's, like,  
22 something like 52 counts against him," and he seems  
23 to be implying because he has more counts against  
24 him, he's more guilty than if he had fewer counts  
25 against him. And then --

1 THE COURT: I think you may be misleading  
2 that one. He is reporting what he thinks he  
3 remembers he heard. I mean, there are reasons to  
4 object to this juror, but not remembering correctly  
5 the number of counts is, I think, not one of them.

6 MR. SOROSKY: No, no, no, I'm not talking on  
7 his memory. What have you heard or read, and he  
8 said I heard there was something like 52 counts  
9 against him.

10 THE COURT: Right.

11 MR. SOROSKY: I don't mean to seize on the  
12 number 52 as opposed to 56 or 64, or anything of  
13 that nature, but what I am saying is, he seems to be  
14 implying because there are 52 counts, he's guilty  
15 because there are so many counts.

16 THE COURT: I don't think so. Basically, the  
17 issue is, what do you make of his original expressed  
18 opinion, and the law is very clear that the fact  
19 that somebody expresses an opinion and holds a view  
20 does not, in and of itself, require their excuse.  
21 Irvin versus Dowd is still the law, as old as that  
22 case is, and it's more than 40 years old, and that  
23 is is that people are asked can you put that aside  
24 and decide the case on the basis of the evidence  
25 that you hear in the courtroom, and Irvin versus

1 Dowd involved precisely the same kind of case that  
2 we have here, that is to say, a case that would be  
3 difficult to find anybody who had not heard of that  
4 case. And he did say, I think, that he could put  
5 that aside, and the issue is whether -- and I  
6 certainly believed that he believes it when he said  
7 it, the question is is can he do it, which is a more  
8 difficult one and the government may speak now.

9 MS. HAMILTON: Judge, I think that this  
10 prospective juror did exactly what we wanted a juror  
11 to do, he was honest about his opinions and his  
12 preconceived notions, and he listened very intently  
13 as you explained to him what the law would require.  
14 You gave two options as to whether he would actually  
15 do that or not, you gave him door number one or door  
16 number two. After listening to what you instructed  
17 him, he chose the right door. He had been honest  
18 about what he believed, and then after listening to  
19 what you told him he would be required, he said he  
20 could do it, that's what we expect from jurors and  
21 there's no reason to be struck for cause.

22 MR. ETtinger: Judge, our only problem with  
23 that is, we think there should have been door number  
24 three, that the defendants, both of them are  
25 presumed innocent and the government has to prove it

1 beyond a reasonable doubt. I believe door two was,  
2 do they start out on equal footing.

3 MR. SOROSKY: If I may comment on my  
4 colleague's comments about the Court's comments  
5 about the doors. I believe the Court said door  
6 number one is that the defendant is guilty and --

7 THE COURT: No, door number one is, the  
8 defendant has to show that he's innocent, and door  
9 number two was the prosecution has to prove beyond a  
10 reasonable doubt that he's guilty.

11 MR. SOROSKY: Well, all due respect, Your  
12 Honor, I believe you stated door number one, the  
13 defendant is guilty but that you, as a juror, would  
14 be willing to listen and do your best; door number  
15 two is, I believe you stated, the scales are  
16 perfectly balanced and you'll give both sides a fair  
17 trial.

18 THE COURT: That was, in fact, one of the  
19 things I said, but it was not all that I said.

20 MR. SOROSKY: Right.

21 THE COURT: The issue is not the question.  
22 I'm quite sure that he understands what his duty is.  
23 He evinced no hesitation in the questionnaire about  
24 conceding the burden of proof on the government that  
25 no inference could be drawn from the fact that they

1 have been indicted. The question is--and I began  
2 saying I have no doubt about his sincerity--the  
3 question is, does he have the ability to do that.

4 MR. SOROSKY: Your Honor, let me say this,  
5 too, and I don't mean to beat a dead horse but --

6 THE COURT: The question isn't dead yet.

7 MR. SOROSKY: Okay. Your Honor quotes an old  
8 case of 40 years, and while that's still the law,  
9 our media has advanced in 40 years and it's changed  
10 very much, and in the case Your Honor cited, there  
11 was, undoubtedly, a great deal of publicity about  
12 that case. But here, in this specific case, in  
13 addition to all the media publicity, we had the  
14 opening statement by United States Attorney  
15 Fitzgerald who was just played and played and  
16 played, and perhaps that is the basis of this  
17 juror's belief. We don't know. And perhaps that  
18 could be the little extra granule of sugar just in  
19 the interest of fairness that could perhaps --

20 THE COURT: My decision is based on the  
21 general tenor of his answers when I spoke to him,  
22 upon his level of education, and I think he can and  
23 will base his decision on the evidence he hears in  
24 court and nothing else. I reject the challenge for  
25 cause.

1 It's the government's turn.

2 MR. SCHAR: No other cause challenges, Your  
3 Honor.

4 MR. SOROSKY: No other cause challenges,  
5 Judge.

6 MR. SCHAR: Judge, two quick things --

7 THE COURT: We have 19 jurors in the pool.  
8 We have one juror objection to and challenge for  
9 cause that I have entered and continued. So that's  
10 a possible 19, and there is one juror about whom I  
11 wish to confer with counsel off to the side.

12 (Proceedings heard at sidebar on the record.)

13 THE COURT: This is a hardship issue on --

14 MR. ETtinger: 111?

15 THE COURT: Juror 111, who no one has  
16 challenged, and correctly so. This is an individual  
17 who is supervising on international flights, her  
18 husband is, in his circles, a fairly well-known  
19 labor lawyer. Her excuse was -- she had a  
20 suggestion, actually, in the questionnaire about  
21 childcare issues, but she didn't raise it, and this  
22 is a person of some means, so I don't think it as an  
23 issue. The excuse was that she was leaving on a  
24 cruise June 6th through the 13th, it will interfere  
25 with her vacation and provide necessary documents.

1 And because she's an intelligent person, this is not  
2 something she raised because it's not much of an  
3 excuse, but I did get an e-mail from her this  
4 morning -- Donald got an e-mail from her this  
5 morning, which basically said it's not just a  
6 cruise, it's something having to do with her  
7 mother's 55th wedding anniversary. But she did an  
8 interesting thing, she did not say that she should  
9 be excused for this, what she said is, if I don't  
10 know by the end of today, there's no way I could  
11 rejoin the family, which indicated to me that her  
12 intent was, basically, to serve on the jury and not  
13 go on the cruise.

14 The question I have under those  
15 circumstances, since I want to tell her today, is,  
16 it occurred to me that this particular juror might  
17 be the subject of a peremptory challenge, and if  
18 anybody is fairly convinced that they're going to do  
19 that, I'd like to know now, because then I would let  
20 her go, and I won't count the peremptory challenge  
21 against either.

22 MR. ETtinger: We would.

23 MR. S. ADAM, JR.: We would, Judge.

24 THE COURT: Yeah, that's what I thought.

25 MR. SOROSKY: Could the Court consider



1 perhaps beginning of the trial June 14th and then  
2 she could go on her cruise and come back?

3 THE COURT: No.

4 MR. SOROSKY: Just asking.

5 THE COURT: It's a perfectly reasonable  
6 thing. But, in all honesty, the reason I raise this  
7 is, I could not imagine the defense allowing this  
8 juror to sit.

9 MR. S. ADAM, JR.: But --

10 THE COURT: And I thank you for Your honesty.

11 MR. S. ADAM, JR.: May I ask the Court a  
12 question?

13 THE COURT: Yes.

14 MR. ADAM, JR.: I know Your Honor on juror  
15 102 did strike her for cause, the only thing I just  
16 want to make sure is, that was the juror that you  
17 asked to refill out questions 65 through 79.

18 THE COURT: Right.

19 MR. ADAM, JR.: We never had an opportunity  
20 to see those answers and I know --

21 THE COURT: All of her answers were correct.  
22 So that means, she didn't disqualify herself on any  
23 of the answers. The only reason I knocked her out  
24 is because I think she is not willing to make a  
25 judgment. There was nothing in the questionnaire.

1 MR. ADAM, JR.: I just wanted to make sure.  
2 Thank you.

3 THE COURT: Okay.

4 MR. SOROSKY: So 111 is cause for hardship?

5 THE COURT: Yes.

6 (Proceedings resumed in open court:)

7 MR. SOROSKY: We would move for strike for  
8 cause juror 108 because he failed to appear.

9 THE COURT: 108 is, I believe, here today.

10 MR. SCHAR: Judge, the only last issue, now  
11 that we've gone through the first series of cause  
12 is, just so the record is completely clear, I did  
13 not see any cause challenges or do I understand  
14 there to be any cause challenges related to any of  
15 the TRS affiliated individuals, and so I'm assuming  
16 that there is no objection to those individuals.

17 MR. SOROSKY: No.

18 THE COURT: I wouldn't think so.

19 MR. SCHAR: Thank you, Judge.

20 THE COURT: Mr. walker will tell you when we  
21 will resume because he will know and I don't.

22 (Recess.)  
23  
24  
25

1 (The following proceedings were had in the  
2 presence of the prospective jurors in open  
3 court:)

4 VOIR DIRE EXAMINATION

5 BY THE COURT: Those of you who are here  
6 today as prospective jurors, I'm going to tell you  
7 briefly why jury service matters and why it's so  
8 important.

9 The first reason, the reason we have juries,  
10 is that we fought a revolution so you could sit here  
11 today. The American colonists went to courts where  
12 everything was decided by the king's judges, there  
13 was no jury of one's peers, and this was, in fact,  
14 one of the reasons for the events of July 4, 1776.  
15 Your presence in this courtroom is a living symbol  
16 of the birth of our nation.

17 Second, no country entrusts as much to juries  
18 as this nation does. The American way with juries  
19 speaks to the world that we trust our citizens to  
20 decide important cases, to do justice under law, and  
21 citizens whose names are drawn at random from voters  
22 lists. Jury service demonstrates the faith of  
23 democracy that we are competent to govern ourselves.

24 Third, the faithful performance of jury duty  
25 is crucial to the persons involved in this case.

1 Even if our juries were not a crucial part of our  
2 history, your work here would still matter. This is  
3 so because the parties to this case have submitted  
4 the decision to you, your verdict is important to  
5 them, it matters to them, it is significant to them,  
6 and they are entitled to the very best effort you  
7 can give as jurors.

8 I want to say also that this case, a criminal  
9 case, the jury will have to decide whether the  
10 government has proved its case. You will not be  
11 asked to decide whether you like or dislike, approve  
12 or disapprove of the persons accused here. You will  
13 be asked only to decide whether the government has  
14 proved the charges against the defendants beyond a  
15 reasonable doubt.

16 I say these things so you might understand  
17 why I believe so strongly in the value of your  
18 service today. In a moment I'm going to ask you to  
19 take an oath to tell the truth, just as witnesses  
20 do, and then I'm the going to ask you some  
21 questions. These questions are not asked out of  
22 idle curiosity. What I'm trying to do, and what the  
23 parties are trying to do, and what the questions and  
24 answers help us do is pick out of those who have  
25 been called the best possible jury to hear this

1 particular case. Not all juries are equally suited  
2 to all cases. And if you are not selected to sit on  
3 this jury, it does not mean that you are unfit to  
4 serve as a juror, or even if you're unfit to serve  
5 in this case, it means only that the Court and  
6 counsel have an opinion that other jurors might be  
7 better for this case.

8           The clerk will administer the oath to you and  
9 then you will be questioned by me in the order of  
10 your random numbers. The order of the random  
11 numbers -- or they're random, because we use the  
12 computer program to randomize the order in which you  
13 are called.

14           One last thing before the oath is  
15 administered. I want to inform you, and these are  
16 in the barest, most simplified terms that I can make  
17 this, but the indictment in this case charges the  
18 defendant, Rod Blagojevich, with several counts of  
19 committing, as government of Illinois, various  
20 criminal acts referred to as bribery or extortion,  
21 attempted conspiracy, using phones to commit some of  
22 these offenses, including securing campaign  
23 contributions in exchange for certain acts, and  
24 lying to federal investigators.

25           The indictment charges the defendant, Robert

1 Blagojevich, with using wire and radio  
2 communications, usually a phone, to assist in the  
3 commission of other offenses, such as agreeing to  
4 the performance of certain government acts and other  
5 acts in exchange for something of value to Rod  
6 Blagojevich.

7 The defendant and codefendant have pled not  
8 guilty to each and every count.

9 Mr. Walker, would you administer the oath.

10 THE CLERK: Would each of the prospective  
11 jurors please stand and raise your right hand.

12 (Prospective jurors sworn.)

13 THE CLERK: Please exit to my right to where  
14 this court security officer is.

15 Juror 131, you will remain in the courtroom  
16 and I'll give you your seat.

17 (Brief pause)

18 (Prospective juror entered the courtroom, and  
19 the following proceedings were had herein:)

20 (Brief pause)

21 THE COURT: Be seated in the courtroom,  
22 please.

23 THE CLERK: Mr. Marshal, you can allow the  
24 gallery to enter, please.

25 (Brief pause)

1 THE COURT: Number 131?

2 PROSPECTIVE JUROR: Yes.

3 THE COURT: Just a moment. It won't be long.

4 (Brief pause)

5 THE COURT: If I speak to you, I'm going to  
6 use "you," because it's kind of awkward to refer to  
7 you as 131. And I do want to tell you that we've  
8 all seen the jury questionnaire and I'm not going to  
9 go over each of those questions with you, but there  
10 are just a few things I did want to talk to you  
11 about.

12 You work for a federal government agency, is  
13 that correct?

14 PROSPECTIVE JUROR: Yes, sir, I do.

15 THE COURT: And what do you do at work?

16 PROSPECTIVE JUROR: I work for the Department  
17 of Homeland Security, Transportation Security  
18 Administration. What I've been doing for the last  
19 7 years was a security person that checks baggage as  
20 it comes through before it goes on to the aircraft  
21 at O'Hare Airport.

22 Here, recently, since March, I've been  
23 promoted out of that into an area that's called a  
24 safety specialist, where I'm in charge of safety at  
25 O'Hare Airport, the current TSA employees.

1 THE COURT: Before you worked for the federal  
2 agency, what did you do?

3 PROSPECTIVE JUROR: I worked downtown. I  
4 worked at an auditor for computer systems.

:04AM

5 THE COURT: And how long did you do that?

6 PROSPECTIVE JUROR: Oh, from about 1969 until  
7 19- -- well, let's see. Actually, about 2000.

8 THE COURT: Now, did you do that all with the  
9 same company or did you work for several companies?

:05AM

10 PROSPECTIVE JUROR: I worked for several  
11 companies.

12 THE COURT: Okay. You like your work?

13 PROSPECTIVE JUROR: I certainly do. Yes,  
14 sir.

:05AM

15 THE COURT: You were in the Navy?

16 PROSPECTIVE JUROR: Yes, sir.

17 THE COURT: For how long?

18 PROSPECTIVE JUROR: 5 years.

:05AM

19 THE COURT: And you worked with equipment and  
20 machinery then too?

21 PROSPECTIVE JUROR: I worked with the  
22 electronic equipment. I was what they call  
23 communications technician.

:06AM

24 THE COURT: The only time you ever dealt with  
25 a lawyer personally was to deal with mortgages and



1 house buying?

2 PROSPECTIVE JUROR: Yes, sir.

3 THE COURT: Tell me about your hobbies, if  
4 you have any.

5 PROSPECTIVE JUROR: well, I could do a lot of  
6 things, mostly with my hands. Arts and crafts, I  
7 like to do gardening, I like to do scale model ship  
8 building out of wood. I used to be a hunter, but  
9 I'm not anymore, not for years and years, but I  
10 still like antique firearms, and I like to put  
11 together a replica firearms, you know, as you can  
12 buy as kits, assemble all the parts, and make a  
13 shooting model out of them. That's pretty much what  
14 I've been doing here later. I also like to finish  
15 furniture.

16 THE COURT: what do you spend most of the  
17 time doing when you're not working?

18 PROSPECTIVE JUROR: Oh, probably gardening  
19 part, the fishing part, working with models.

20 THE COURT: Do you have a garden of your own?

21 PROSPECTIVE JUROR: Yes, sir. A vegetable  
22 garden.

23 THE COURT: Okay. A large garden, a small  
24 garden?

25 PROSPECTIVE JUROR: Oh, it's about 50 feet by

1 14 feet.

2 THE COURT: Spend a lot of time worrying  
3 about the weather?

4 PROSPECTIVE JUROR: When I'm gardening in the  
5 summertime, yes, sir.

6 THE COURT: Do you watch a lot of television?

7 PROSPECTIVE JUROR: Mostly the history  
8 channel, the discovery channel, old movies. Yes, I  
9 do. And that's usually when I'm cooking, I have a  
10 TV in the kitchen.

11 THE COURT: Okay.

12 PROSPECTIVE JUROR: I don't sit down and  
13 watch TV.

14 THE COURT: All right. Do you spend a lot of  
15 time following the news?

16 PROSPECTIVE JUROR: No, not really.

17 THE COURT: Okay. Now, you have heard or  
18 read something about this case, is that correct?

19 PROSPECTIVE JUROR: Yes, I have.

20 THE COURT: You indicate that this was not  
21 anything that you had any particular desire to pay  
22 attention to, is that correct?

23 PROSPECTIVE JUROR: No; I probably should  
24 know more about it, but I don't.

25 THE COURT: Okay. In your work with the

1 federal agency, do you deal a lot with other law  
2 enforcement agencies? Or do you deal at all with  
3 other law enforcement agencies of the federal  
4 government, the FBI, for example, or anybody else?

5 PROSPECTIVE JUROR: Well, if we have to, if  
6 there's a problem, we have to call certain law  
7 enforcement agencies, that could be the airport  
8 authority, that could be the FBI, it could be  
9 Chicago Police Department, it could be any people  
10 that our authority says that we should get in touch  
11 with. My role in that is notifying our operations  
12 center and let them decide on who should be called  
13 depending on the situation.

14 THE COURT: Right. Do you have much occasion  
15 to deal with those who are called yourself?

16 PROSPECTIVE JUROR: No, sir.

17 THE COURT: Okay. This case is, obviously,  
18 being prosecuted by prosecutors from the federal  
19 government, and some of the witnesses will be other  
20 employees of the federal government, would that  
21 affect your judgment in any way?

22 PROSPECTIVE JUROR: No, I don't believe so.

23 THE COURT: The basic question is is if an  
24 FBI agent testified to something, will you be able  
25 to treat that testimony the way you treat the

1 testimony of any other witness and judge the  
2 testimony of any other witness?

3 PROSPECTIVE JUROR: I believe so, yes, sir.

4 THE COURT: You still do a fair amount of  
5 your work with machines and devices of various  
6 kinds?

7 PROSPECTIVE JUROR: well, I have work tools  
8 that I have. I have a drill press, a bandsaw,  
9 sanders, hand tools, things like that.

10 THE COURT: Okay. And you were in at least  
11 out of the business for a while, is correct?

12 PROSPECTIVE JUROR: Yes, I did. In between  
13 jobs, after I left my profession as an auditor, I  
14 was out of work for about 2 years or so, and that's  
15 when I joined the transportation security  
16 administration. So I was out of work for about  
17 2 years.

18 THE COURT: Okay.

19 PROSPECTIVE JUROR: And that's when I worked,  
20 you know, part-time just to have a job.

21 THE COURT: Thank you.

22 PROSPECTIVE JUROR: You're welcome. Thank  
23 you.

24

25 (Prospective juror exited the courtroom, and the

1 following proceedings were had herein:)

2 (Brief pause)

3 (Prospective juror entered the courtroom, and  
4 the following proceedings were had herein:)

:11AM

5 THE COURT: You're 132?

6 PROSPECTIVE JUROR: Yes.

7 THE COURT: The lawyers and I have read the  
8 questionnaire, so I'm not going to go over each and  
9 every question, I'm just going to ask a few things.

:12AM

10 You have a degree in nursing?

11 PROSPECTIVE JUROR: Yes, I do.

12 THE COURT: And how long did you work as a  
13 nurse?

:12AM

14 PROSPECTIVE JUROR: I only worked a short  
15 time as a nurse and then I spent time as a home  
16 maker, and went back and taught high school health,  
17 and now I'm just volunteer nursing. I still hold a  
18 valid license.

:13AM

19 THE COURT: And when you were a health  
20 teacher, was it junior high in high school?

21 PROSPECTIVE JUROR: Correct.

22 THE COURT: Okay. And you do some volunteer  
23 work?

:13AM

24 PROSPECTIVE JUROR: I do a lot of volunteer  
25 work, probably full-time. My husband actually calls

1 me a professional volunteer. I volunteer at  
2 community organizations. I believe community  
3 service is very important. I don't know how much  
4 you want me to go over that.

:13AM

5 THE COURT: Well, the question I was going to  
6 ask you, I think you've already answered, which is  
7 how much time do you devote to this.

8 PROSPECTIVE JUROR: I devote a lot of time to  
9 volunteer work.

:14AM

10 THE COURT: And how much of that is based on  
11 activities related to nursing and how much isn't?

12 PROSPECTIVE JUROR: I am the parish nurse for  
13 our church and that is minimal part of my  
14 volunteerism.

:14AM

15 THE COURT: Okay. And your husband had a  
16 business of his own? A small company?

17 PROSPECTIVE JUROR: Yes.

18 THE COURT: Until he retired?

19 PROSPECTIVE JUROR: He retired last year.

:14AM

20 THE COURT: Now, did you help him at all with  
21 that.

22 PROSPECTIVE JUROR: Just paperwork.

23 THE COURT: You held a real estate license at  
24 one time?

:15AM

25 PROSPECTIVE JUROR: A very short time until I

1 started having children.

2 THE COURT: Right. Did you do that work?

3 PROSPECTIVE JUROR: I'm sorry?

4 THE COURT: Did you actually do a lot of work  
5 in real estate?

6 PROSPECTIVE JUROR: Ah, not actively, no.  
7 Only a few transactions.

8 THE COURT: And you have a brother who  
9 currently is serving in Afghanistan?

10 PROSPECTIVE JUROR: Yes, I do.

11 THE COURT: And the only reason you have  
12 dealt with lawyers yourself is for real estate?

13 PROSPECTIVE JUROR: Yes.

14 THE COURT: You're part of a neighborhood  
15 watch group?

16 PROSPECTIVE JUROR: I'm actually the  
17 president of our neighborhood group, which is the  
18 largest group in Joliet.

19 THE COURT: And what are its major  
20 activities?

21 PROSPECTIVE JUROR: We are very much into  
22 historic preservation. It's an older neighborhood.  
23 And we do several fund-raisers. It is a  
24 not-for-profit organization. We put money back into  
25 the neighborhood and do scholarships and grants, as

1 such, to preserve and protect the neighborhood and  
2 give citizens their pertinent information on  
3 criminal activity, or problems, or upcoming things  
4 to do with .....

:16AM

5 THE COURT: Did this association exist before  
6 you came to the neighborhood?

7 PROSPECTIVE JUROR: Yes; it's 27 years old.

8 THE COURT: All right. So you joined it while  
9 it was still in existence?

:17AM

10 PROSPECTIVE JUROR: Yes.

11 THE COURT: Okay. Have you ever been an  
12 officer in that group?

13 PROSPECTIVE JUROR: I'm president currently.

14 THE COURT: All right.

:17AM

15 PROSPECTIVE JUROR: We have about 500  
16 members.

17 THE COURT: Right. And you have given  
18 support at least to one political candidate for your  
19 city council, is that correct?

:17AM

20 PROSPECTIVE JUROR: Yes, she is a member of  
21 our neighborhood group.

22 THE COURT: Any other involvement of any kind  
23 in political campaigns?

24 PROSPECTIVE JUROR: No.

:17AM

25 THE COURT: And in answer to the question of



1 whether you have strong opinions, positive or  
2 negative, about politics, your answer was, "all  
3 groups or affiliations your involved with are  
4 bipartisan which is what I believe is essential," is  
5 that still true?

:18AM

6 PROSPECTIVE JUROR: Yeah, I believe that all  
7 views need to be shared in order to lead properly.

8 THE COURT: And you have heard or read  
9 something about this case, is that correct?

:18AM

10 PROSPECTIVE JUROR: Just the headlines. I  
11 haven't watched any shows or really read any  
12 articles.

13 THE COURT: Do you spend a lot of time  
14 watching television or listen to radio?

:19AM

15 PROSPECTIVE JUROR: I don't find much time  
16 for that.

17 THE COURT: I'm assuming from your answer,  
18 from your other answers, that your husband's  
19 description of you as a full-time volunteer is  
20 probably correct?

:19AM

21 PROSPECTIVE JUROR: Probably, yes.

22 THE COURT: Okay. Thank you.

23 (Prospective juror exited the courtroom, and the  
24 following proceedings were had herein:)

:19AM

25 (Brief pause)

1 (Prospective juror entered the courtroom, and  
2 the following proceedings were had herein:)

3 THE COURT: You're number 133?

4 PROSPECTIVE JUROR: Yes, sir.

:20AM

5 THE COURT: When did you have your hip  
6 replacement?

7 PROSPECTIVE JUROR: 2000, sir, but it's worn  
8 out now.

9 THE COURT: You mean the hip has worn out?

:20AM

10 PROSPECTIVE JUROR: Yes.

11 THE COURT: You're going to have to have  
12 another one?

13 PROSPECTIVE JUROR: (Nodding).

14 THE COURT: Do you have that scheduled?

:20AM

15 PROSPECTIVE JUROR: I was told to live with  
16 it as long as I could before I proceeded that way.

17 THE COURT: It says that you're unable to sit  
18 or stand for any long period of time. How long are  
19 you able to sit or stand?

:20AM

20 PROSPECTIVE JUROR: Between 20 and  
21 30 minutes, sir.

22 THE COURT: Okay. And if you sit for 20 or  
23 30 minutes, you then have to stand up?

24 PROSPECTIVE JUROR: Yes, sir.

:20AM

25 THE COURT: And for how long do you stand up.

1 PROSPECTIVE JUROR: 10 minutes maybe,  
2 5 minutes.

3 THE COURT: what did you do when you worked?

4 PROSPECTIVE JUROR: I was a supervisor in a  
5 manufacturing plant.

6 THE COURT: How many people did you  
7 supervise?

8 PROSPECTIVE JUROR: Between 30 and 40.

9 THE COURT: And for how long did you do that?

10 PROSPECTIVE JUROR: Around 18 years, maybe,  
11 once I left the military.

12 THE COURT: Okay. You were in the United  
13 States Marine Corps?

14 PROSPECTIVE JUROR: Yes, sir.

15 THE COURT: How long were you there?

16 PROSPECTIVE JUROR: 15 years.

17 THE COURT: what was your rank and discharge?

18 PROSPECTIVE JUROR: Staff sergeant under  
19 medical.

20 THE COURT: And where did you serve?

21 PROSPECTIVE JUROR: Beirut Lebanon.

22 THE COURT: Anywhere else?

23 PROSPECTIVE JUROR: Stationed in Japan and in  
24 the Mediterranean.

25 THE COURT: why did you leave after 15 years?

1 PROSPECTIVE JUROR: Because of my injuries  
2 that I received from Beirut Lebanon.

3 THE COURT: Okay. And the only reason you  
4 ever had a lawyer was for a personal matter, is that  
5 correct?

6 PROSPECTIVE JUROR: Yes, sir.

7 THE COURT: You watch a lot of television?

8 PROSPECTIVE JUROR: Average, I guess, sir.  
9 Average.

10 THE COURT: Do you spend a lot of time  
11 watching the news?

12 PROSPECTIVE JUROR: Not very much.

13 THE COURT: Do you have any hobbies?  
14 Anything you like to do?

15 PROSPECTIVE JUROR: Just basically archery,  
16 and, like, landscaping kind of things.

17 THE COURT: You heard or read something about  
18 this case, is that correct?

19 PROSPECTIVE JUROR: Yes, sir. Just on the  
20 news.

21 THE COURT: You indicated that you were  
22 currently unemployed and your benefits expired not  
23 too many months off. What benefits are those?

24 PROSPECTIVE JUROR: I was currently on  
25 unemployment, but now I believe I'm under social

1 security disability. I haven't received any  
2 official notification, but I did receive funds in  
3 direct deposit.

4 THE COURT: Okay. And you do understand  
5 you're paid for jury service?

6 PROSPECTIVE JUROR: Yes, sir.

7 THE COURT: My question to you is, with  
8 respect to your sitting and standing, jurors sit  
9 most of the time, and I guess that would be  
10 difficult for you to do, is that correct?

11 PROSPECTIVE JUROR: It makes me awful  
12 restless, sir, and then my legs go numb and that's  
13 my issue to that.

14 THE COURT: My question to you is, and this  
15 has happened before in courtrooms, and what we can  
16 arrange for you to do is, you'd be in the back row,  
17 you would sit and you would be entitled to stand up  
18 periodically and then sit back down again. If you  
19 were allowed to do that, do you think it would be  
20 possible for you to serve as an attentive juror?

21 PROSPECTIVE JUROR: Yes, sir.

22 THE COURT: Okay. Thank you.

23 (Prospective juror exited the courtroom, and the  
24 following proceedings were had herein:)

25 (Brief pause)

1 (Prospective juror entered the courtroom, and  
2 the following proceedings were had herein:)

3 THE COURT: Hello.

4 PROSPECTIVE JUROR: Hi.

5 THE COURT: You're number 134?

6 PROSPECTIVE JUROR: Correct.

7 THE COURT: I'm probably not going to call  
8 you 134. I'm going to use "you" because it's pretty  
9 awkward to call somebody 134.

10 I have read the questionnaire and the lawyers  
11 and parties in this case have read it, so I'm not  
12 going to go down each question, I'm just going to  
13 ask you a few.

14 PROSPECTIVE JUROR: Sure.

15 THE COURT: What do you do in your full-time  
16 employment?

17 PROSPECTIVE JUROR: I'm a branch manger for  
18 Banco Popular.

19 THE COURT: And how long have you had that  
20 job?

21 PROSPECTIVE JUROR: I've been there since  
22 May of 2007.

23 THE COURT: And there's a reference here to  
24 DCFS youth outreach?

25 PROSPECTIVE JUROR: Correct. Previously, my

1 previous employment before going to the bank  
2 industry, was working with these outreach services  
3 which works with DCFS as a case manger.

4 THE COURT: Okay. And was that -- that was  
5 an employment relationship? You were employed by  
6 them?

7 PROSPECTIVE JUROR: Correct.

8 THE COURT: And how long ago was that?

9 PROSPECTIVE JUROR: I was there from '01 to  
10 about '03. End of '03 or early '04.

11 THE COURT: Okay. And how many people do you  
12 supervise in the branch?

13 PROSPECTIVE JUROR: There's 7 of us at the  
14 branch.

15 THE COURT: How large is the branch building?

16 PROSPECTIVE JUROR: It's a transitional  
17 branch with director.

18 THE COURT: Okay. And what's the Division  
19 Street Business Society Association?

20 PROSPECTIVE JUROR: The Division Street  
21 Business Association is, basically, we help new  
22 businesses have a business plan and provide kind of  
23 like offices for start-ups that help -- we kind of  
24 help them and guide them to get into, you know,  
25 their own locations, be able to buy their own store,

1 their own business. Kind of, like, get them  
2 started, so that when they start, you know, they  
3 have a good foundation so that they don't, you know,  
4 basically file for bankruptcy.

:29AM

5 THE COURT: And your husband works in the  
6 family business?

7 PROSPECTIVE JUROR: Correct.

8 THE COURT: Have you ever worked in that  
9 business? Helped out in any way?

:29AM

10 PROSPECTIVE JUROR: Only maybe, like, doing  
11 demos, sampling at stores.

12 THE COURT: Okay. You like your work?

13 PROSPECTIVE JUROR: Yes, I do.

:30AM

14 THE COURT: You indicate that you  
15 occasionally have to testify in court or at hearings  
16 with your Outreach?

17 PROSPECTIVE JUROR: Correct.

18 THE COURT: Was that often?

:30AM

19 PROSPECTIVE JUROR: I was in juvenile court  
20 almost weekly. You know, we'll terminate parental  
21 rights, we give statuses as to the biological  
22 parents, whether they working with us, were they not  
23 working with us. If we felt that the biological  
24 parents weren't making anymore improvements, they  
25 weren't really putting in the effort, then I would

:30AM



1 petition for termination of parental rights and look  
2 for an adoption home, and then once I was able to  
3 find one, then I would also help fill out the  
4 adoption paperwork, and so forth.

5 THE COURT: And in that role, you, obviously,  
6 dealt with people in the State's Attorney's Office,  
7 is that correct?

8 PROSPECTIVE JUROR: Correct.

9 THE COURT: And that was, like, weekly, once  
10 a week, maybe?

11 PROSPECTIVE JUROR: It varied. I had a lot  
12 of cases, so, you know, it could have been one week,  
13 you know, I had one case, the following week was  
14 another case, or sometimes I had two in a week, or  
15 sometimes I'd go three weeks without having to go to  
16 court. It was very sporadic and based on the  
17 situation, the case.

18 THE COURT: Were you, on an overall basis,  
19 satisfied or dissatisfied with the work done in the  
20 courtroom?

21 PROSPECTIVE JUROR: I was satisfied, yeah.

22 THE COURT: Okay.

23 THE COURT: And on one occasion you assisted  
24 the Federal Bureau of Investigation, is that  
25 correct?

1 PROSPECTIVE JUROR: That is correct.

2 THE COURT: How long ago was that?

3 PROSPECTIVE JUROR: Probably, I would say, in  
4 late 2000, early '01, right before my graduation.

:32AM

5 THE COURT: S it was sometime ago.

6 PROSPECTIVE JUROR: Yeah. It was during the  
7 time that I worked in a medical office that the FBI  
8 came in requesting information.

:32AM

9 THE COURT: And did you deal with one  
10 particular FBI agent?

11 PROSPECTIVE JUROR: No, it was just a  
12 multitude of people that came in.

:32AM

13 THE COURT: On the basis of your experience,  
14 I'm going to ask you a question, some of the  
15 witnesses in this case are going to be FBI agents  
16 and you're going to have to judge whether they're  
17 telling the truth or not, and my question is, would  
18 your prior dealings with other FBI agents make it  
19 difficult for you to be an honest judge of the  
20 testimony of an FBI agent?

:33AM

21 PROSPECTIVE JUROR: No; probably not.

22 THE COURT: I notice in "primary leisure  
23 activities" you listed spending time with your two  
24 children.

:33AM

25 PROSPECTIVE JUROR: Yes.

1 THE COURT: Before you had the two children,  
2 did you have other leisure activities?

3 PROSPECTIVE JUROR: Sports; swim.

4 THE COURT: Do you spend a lot of time  
5 watching news or listening to news on the radio?

6 PROSPECTIVE JUROR: I listen to news, well,  
7 daily, and in the car, in the morning on my way to  
8 work, before dropping the kids off, and then most  
9 likely in the evenings on my way home. But just  
10 like anything, I flip through the channels and  
11 listen to the commentaries.

12 And during work, since I do work in a  
13 financial institute, I am aware of -- you know, I'm  
14 up to date. But, for the most part, I usually do,  
15 like, by the time I get home, I just kind of  
16 disconnect and spend time with my kids.

17 THE COURT: There's a huge list of names that  
18 we gave you in the questionnaire and you indicated  
19 that two of those people you knew and you indicated  
20 that these are not people that you have close  
21 relationships with, is that correct?

22 PROSPECTIVE JUROR: That's correct.

23 THE COURT: Now, you have heard something  
24 about this case?

25 PROSPECTIVE JUROR: Yeah; I don't really

1 follow it, per se, but, you know, it's been all over  
2 the news. It's kind of difficult not to hear it.

3 THE COURT: Right. Am I correct to say that  
4 you've heard something about this case because you  
5 really couldn't avoid hearing something about this  
6 case?

7 PROSPECTIVE JUROR: Yes.

8 THE COURT: Okay. You did answer one  
9 question that I want to ask you about, and the  
10 question was, basically that we are going to advise  
11 you not to read about case or listen about the case,  
12 and I don't think you indicated any problem with  
13 that, but it also said that the court will advise  
14 you that you must avoid discussing this case with  
15 friends or family during the course of the trial,  
16 and you indicated that possibly that might be  
17 difficult for you. Would you tell me why?

18 PROSPECTIVE JUROR: It's all over the news.  
19 People talk about it all the time. Even though I  
20 don't choose to talk about it, I don't sit there and  
21 actively look for it in conversation, but, you know,  
22 just the normal -- it's on TV, it's on the radio.  
23 It's kind of difficult, you know, to turn off the  
24 radio, and turn off the TV, and turn off the news,  
25 turn off, you know, just completely isolate myself.

1 And that's what I meant by saying it. It's not like  
2 I'm actively looking for it. I'm not actively going  
3 into the newspaper to look for it or looking at CNN,  
4 and so forth. You know, it's all around. So, you  
5 know, if I bump into it, it's not like I'm actually  
6 going to sit there and read it.

7 THE COURT: So it's the media that you think  
8 you would find difficult to avoid?

9 PROSPECTIVE JUROR: Correct.

10 THE COURT: Okay. What my instruction would  
11 be is that if you start to hear a broadcast, you're,  
12 obviously, going to hear the first few words. My  
13 instruction is to turn it off, walk out of the room,  
14 or do something like that, would you be able to do  
15 that?

16 PROSPECTIVE JUROR: I should be able to,  
17 yeah.

18 THE COURT: Okay. And would you be able to  
19 avoid discussing this with other people?

20 PROSPECTIVE JUROR: Yes.

21 THE COURT: Thank you.

22 (Prospective juror exited the courtroom, and  
23 the following proceedings were had herein:)

24

25 (Brief pause)

1 (Prospective juror entered the courtroom, and  
2 the following proceedings were had herein:)

3 THE COURT: Number 135?

4 PROSPECTIVE JUROR: Yes, sir.

5 THE COURT: The lawyers, everyone inside this  
6 case, have all read the questionnaire, so I'm not  
7 going to ask you all of those questions all over  
8 again, I just have a few specific ones.

9 Were you born in the camp at Madison?

10 PROSPECTIVE JUROR: Yes, I was.

11 THE COURT: And what year was that?

12 PROSPECTIVE JUROR: 1944.

13 THE COURT: You have a college degree and  
14 postgraduate work, too?

15 PROSPECTIVE JUROR: Yes, I do.

16 THE COURT: And you're now retired?

17 PROSPECTIVE JUROR: Yes.

18 THE COURT: And before you retired, for  
19 28 years you were a videotape librarian, is that  
20 correct?

21 PROSPECTIVE JUROR: That's correct.

22 THE COURT: And you, obviously, have skills  
23 having to do with automobiles?

24 PROSPECTIVE JUROR: Yes.

25 THE COURT: Where did you acquire those

:38AM

:38AM

:39AM

:39AM

:39AM

1 skills?

2 PROSPECTIVE JUROR: I went to trade school  
3 after high school.

4 THE COURT: You were employed by the Postal  
5 Service, as well?

6 PROSPECTIVE JUROR: That's correct.

7 THE COURT: For how long?

8 PROSPECTIVE JUROR: 2 years.

9 THE COURT: And, after that you, were a  
10 United States marine?

11 PROSPECTIVE JUROR: That's correct.

12 THE COURT: What was your rank and discharge?

13 PROSPECTIVE JUROR: Staff sergeant.

14 THE COURT: And where did you serve?

15 PROSPECTIVE JUROR: Camp Pendelton,  
16 California, and Okinawa and Vietnam.

17 THE COURT: And the only time you ever  
18 consulted with a lawyer was with respect to buying a  
19 house?

20 PROSPECTIVE JUROR: That's correct, Your  
21 Honor.

22 THE COURT: You did serve on a jury?

23 PROSPECTIVE JUROR: Yes; once.

24 THE COURT: And that was a criminal case?

25 PROSPECTIVE JUROR: Yes, it was.

1 THE COURT: And the jury did reach a verdict?

2 PROSPECTIVE JUROR: Yes.

3 THE COURT: And it was a long time ago?

4 PROSPECTIVE JUROR: Yes, it was.

:40AM

5 THE COURT: What do you spend most of your  
6 time doing these days?

7 PROSPECTIVE JUROR: Oh, going to fitness  
8 center, going to gardens with my wife.

9 THE COURT: Your wife is still employed?

:41AM

10 PROSPECTIVE JUROR: No, she's retired also.

11 THE COURT: And she was a school teacher?

12 PROSPECTIVE JUROR: Chicago public schools,  
13 yes.

14 THE COURT: Still interested in cars?

:41AM

15 PROSPECTIVE JUROR: Yes.

16 THE COURT: The question "do you or a family  
17 member have a website or a blog." You or a family  
18 member?

19 PROSPECTIVE JUROR: A family member; a niece.

:41AM

20 THE COURT: A niece?

21 PROSPECTIVE JUROR: A niece.

22 THE COURT: Okay. Do you blog yourself?

23 PROSPECTIVE JUROR: No, I don't.

:42AM

24 THE COURT: You have, obviously, seen or  
25 heard or read things about this case, is that



1 correct?

2 PROSPECTIVE JUROR: Yes, I have.

3 THE COURT: And you've indicated what you've  
4 heard is what people have been doing and saying and  
5 it's both sides of the case, is that correct?

6 PROSPECTIVE JUROR: That's correct.

7 THE COURT: Other than your time serving on a  
8 jury, have you ever spent any time in a courtroom?

9 PROSPECTIVE JUROR: No.

10 THE COURT: Thank you.

11 (Prospective juror exited the courtroom, and the  
12 following proceedings were had herein:)

13 (Brief pause)

14 (Prospective juror entered the courtroom, and  
15 the following proceedings were had herein:)

16 THE COURT: 136?

17 PROSPECTIVE JUROR: Yes.

18 THE COURT: I'm not going to go every  
19 question in the questionnaire, I'm just going to ask  
20 you a few things.

21 PROSPECTIVE JUROR: Okay.

22 THE COURT: You work in your own company?

23 PROSPECTIVE JUROR: Yes.

24 THE COURT: Basically, printing work?

25 PROSPECTIVE JUROR: Correct.

1 THE COURT: It says you've been at this  
2 employment 23 years.

3 PROSPECTIVE JUROR: Correct.

4 THE COURT: Is that when you started the  
5 company?

6 PROSPECTIVE JUROR: Yes.

7 THE COURT: What did you do before then?

8 PROSPECTIVE JUROR: I worked in automobile  
9 dealerships in the parts department.

10 THE COURT: And why did you pick printing?

11 PROSPECTIVE JUROR: My family had a print  
12 shop when I was a child.

13 THE COURT: You like the smell of the print  
14 shop?

15 PROSPECTIVE JUROR: I'm familiar with it,  
16 yes.

17 THE COURT: Yes.

18 You have employees?

19 PROSPECTIVE JUROR: My wife is my partner, we  
20 work together every day, and we have one part-time  
21 employee.

22 THE COURT: How's business?

23 PROSPECTIVE JUROR: It's picking up.

24 THE COURT: And I guess the only contact  
25 you've had, employment contact, is your spouse

1 worked as a real estate paralegal for a lawyer, is  
2 that correct?

3 PROSPECTIVE JUROR: Yeah; like 12 years ago,  
4 I believe, 15.

5 THE COURT: The incident with your nephew,  
6 you don't know what happened with that case?

7 PROSPECTIVE JUROR: I do.

8 THE COURT: You do?

9 PROSPECTIVE JUROR: I do know the  
10 circumstance. He was unhappy with his boss and he  
11 robbed his house.

12 THE COURT: Okay. Did you think he was  
13 treated fairly in court?

14 PROSPECTIVE JUROR: I think he was treated  
15 more than fairly.

16 THE COURT: You've been involved with two  
17 lawsuits, one of which was a suit you brought that  
18 was settled this year, is that correct?

19 PROSPECTIVE JUROR: Correct.

20 THE COURT: Were you reasonably satisfied  
21 with the settlement?

22 PROSPECTIVE JUROR: Time-wise, I think it was  
23 perfect.

24 THE COURT: Okay. And the lawsuit involving  
25 the accident, what happened with that?

1 PROSPECTIVE JUROR: I was involved where a  
2 motorcycle rode into the side of me and it was just  
3 settled through insurance.

4 THE COURT: Okay. Other than that, basically  
5 the reason you deal with lawyers is related to your  
6 business, is that correct?

7 PROSPECTIVE JUROR: No -- well, yes. Yes.  
8 Yes. I do deal with them through the business, yes.

9 THE COURT: The incident that happen with  
10 your brother, with the loss of his job, how long ago  
11 was that?

12 PROSPECTIVE JUROR: I think, roughly, 5 years  
13 ago.

14 THE COURT: Okay. Is he employed again?

15 PROSPECTIVE JUROR: Yes.

16 THE COURT: The answer to the question about  
17 some involvement of someone you knew hiring or  
18 working with a lobbyist, you indicated that you  
19 weren't aware of it until after that had occurred?

20 PROSPECTIVE JUROR: Correct.

21 THE COURT: Was this a relative or someone  
22 you knew?

23 PROSPECTIVE JUROR: A relative.

24 THE COURT: Okay. Can I infer from that that  
25 this was not somebody who is particularly close to

1 you or was it just something you didn't know?

2 PROSPECTIVE JUROR: I didn't know.

3 THE COURT: And your opinion about it is  
4 essentially neutral, is that correct?

5 PROSPECTIVE JUROR: Correct.

6 THE COURT: How many hours a week do you  
7 work?

8 PROSPECTIVE JUROR: It depends on how busy  
9 you are. It could be anywhere from 30 to 60.

10 THE COURT: Okay. If you're not too busy, do  
11 you have any hobbies? Things you like to do?

12 PROSPECTIVE JUROR: Just spend time with my  
13 children and read the business books; pretty boring.

14 THE COURT: Are you somebody who closely  
15 follows the news?

16 PROSPECTIVE JUROR: My wife would say yes.

17 THE COURT: Your wife would say yes?

18 PROSPECTIVE JUROR: My wife would say yes, I  
19 would say --

20 THE COURT: You're not admitting it one way  
21 or the other?

22 PROSPECTIVE JUROR: I would say it's average.

23 THE COURT: You or a family member have a  
24 website or a blog?

25 PROSPECTIVE JUROR: Yes.

: 48AM

: 48AM

: 49AM

: 49AM

: 49AM

1 THE COURT: A website or a blog, which one,  
2 or both?

3 PROSPECTIVE JUROR: I would say it's probably  
4 both.

5 THE COURT: Does your business have a  
6 website?

7 PROSPECTIVE JUROR: Yeah.

8 THE COURT: Do you get a lot of business over  
9 the website?

10 PROSPECTIVE JUROR: I do okay with it.

11 THE COURT: Now, you have heard or read about  
12 this case, is that correct?

13 PROSPECTIVE JUROR: Yes.

14 THE COURT: Would anything you saw or heard  
15 or read affect your ability to be fair in this case?

16 PROSPECTIVE JUROR: No.

17 THE COURT: Do you understand that the  
18 decision here has to be made on what you hear in the  
19 courtroom and not at all on anything you heard or  
20 read outside the courtroom, do you understand that?

21 PROSPECTIVE JUROR: Yes.

22 THE COURT: Would it be difficult for you to  
23 do that?

24 PROSPECTIVE JUROR: No.

25 THE COURT: Thank you.

1 PROSPECTIVE JUROR: Thank you.

2 (Prospective juror exited the courtroom, and the  
3 following proceedings were had herein:)

4 (Brief pause)

5 (Prospective juror entered the courtroom, and  
6 the following proceedings were had herein:)

7 THE COURT: I know you have a real name, but  
8 in this courtroom you're 137 for a while.

9 PROSPECTIVE JUROR: Yes, sir.

10 THE COURT: You checked both employed full  
11 time and retired.

12 PROSPECTIVE JUROR: Yes; I'm employed  
13 full-time, I'm retired from the U.S. Navy.

14 THE COURT: And your current full-time  
15 employment?

16 PROSPECTIVE JUROR: Jobs and controls.

17 THE COURT: And what do you do for them?

18 PROSPECTIVE JUROR: I'm a service operations  
19 agent.

20 THE COURT: Would you tell me what that  
21 means?

22 PROSPECTIVE JUROR: Sure. I manage 56 about  
23 contracts per building, automation controls down in  
24 the metro area of the city.

25 THE COURT: And how long have you worked for

1 them?

2 PROSPECTIVE JUROR: This current, time, I've  
3 worked for them for about 3 years. I got downsized  
4 once, so I left the company for 2 years, but before  
5 that I had worked for them for 5 years. So a total  
6 of 8 years.

7 THE COURT: You were in the United States  
8 Navy?

9 PROSPECTIVE JUROR: Yes, sir.

10 THE COURT: For how long ago?

11 PROSPECTIVE JUROR: 21 years, 3 months,  
12 6 days.

13 THE COURT: You retired as commander?

14 PROSPECTIVE JUROR: Yes, sir.

15 THE COURT: Where were you stationed? What  
16 tours?

17 PROSPECTIVE JUROR: Primarily on the East  
18 Coast. I did have a tour in Germany at their Naval  
19 Academy as an exchange officer, and I had a tour in  
20 London working for the military Sea Lift command.  
21 Most of my seagoing time was either out of  
22 Charleston or Jacksonville. Did three or four trips  
23 to the Meg, and about the same number of trips to  
24 the Persian Gulf, and spent one tour on the U.S.  
25 Sincom in Tampa, Florida which happened to coincide



1 with Desert Storm, so I deployed for 8 months.

2 THE COURT: What sort of vessels?

3 PROSPECTIVE JUROR: Frigates and guided  
4 missile destroyers.

5 THE COURT: Your father was in the Navy too?

6 PROSPECTIVE JUROR: Yes, sir.

7 THE COURT: How long?

8 PROSPECTIVE JUROR: He was probably in for 28,  
9 30 years.

10 THE COURT: You contribute to the Naval  
11 Institute and the Naval Academy Alumni Association?

12 PROSPECTIVE JUROR: That's correct.

13 THE COURT: Anything else?

14 PROSPECTIVE JUROR: American Cancer Society  
15 and the Diabetes Association. My older son has  
16 diabetes.

17 THE COURT: What do you do when you're not  
18 working?

19 PROSPECTIVE JUROR: You mean if I'm off on  
20 vacation, like?

21 THE COURT: For leisure.

22 PROSPECTIVE JUROR: I read books, I mess  
23 around on the computer a little bit. I'm not as  
24 active as I once was. I used to love to sail, but  
25 the opportunities just haven't presented themselves.

1 THE COURT: It says here you also do computer  
2 strategy games.

3 PROSPECTIVE JUROR: Mess around on the  
4 computer, stuff like civilization ...

:55AM

5 THE COURT: Do you mostly win or lose?

6 PROSPECTIVE JUROR: I try to win. If I don't  
7 like the way it's going, I start --

8 THE COURT: Start over.

:55AM

9 You have heard or read about this case, is  
10 that correct?

11 PROSPECTIVE JUROR: Well, of course, you  
12 know, back when it first happened I saw, you know,  
13 the news blurbs on the impeachment, and whatnot,  
14 but, you know, daily information I don't have, no.

:55AM

15 THE COURT: When there started to be news  
16 coverage about this, did you go and seek out more  
17 news coverage or did you just --

18 PROSPECTIVE JUROR: No, I didn't. You know,  
19 I took it as it came.

:56AM

20 THE COURT: Anything about what you remember  
21 affect your ability to put that out of your mind and  
22 decide the case hearing the evidence?

:56AM

23 PROSPECTIVE JUROR: No, I think what's  
24 probably a benefit is that I didn't collect a lot of  
25 background reporting, if you will.

1 THE COURT: Thank you.

2 (Prospective juror exited the courtroom, and the  
3 following proceedings were had herein:)

4 (Brief pause)

5 (Prospective juror entered the courtroom, and  
6 the following proceedings were had herein:)

7 THE COURT: You're juror number 138?

8 PROSPECTIVE JUROR: Yes, I am.

9 THE COURT: I'm going to go over some of the  
10 things that are in the questionnaire. I've read it,  
11 so I'm not going to do everything, and then I will  
12 ask you some questions about your request for  
13 deferral.

14 PROSPECTIVE JUROR: Okay.

15 THE COURT: You're employed in a hospital  
16 administration?

17 PROSPECTIVE JUROR: Yes, I am.

18 THE COURT: And you've been in the same place  
19 for a very long time?

20 PROSPECTIVE JUROR: 42 years.

21 THE COURT: And it basically says here that  
22 you do facilities work, is that correct?

23 PROSPECTIVE JUROR: That's correct.

24 THE COURT: And you've been doing that same  
25 sort of work all the time you've been there?

1 PROSPECTIVE JUROR: As vice president of  
2 operations for over 15 years.

3 THE COURT: Okay. So there were periods of  
4 time where you supervised a very large number of  
5 people, is that correct?

6 PROSPECTIVE JUROR: Correct.

7 THE COURT: The business dealing with  
8 polters, is that your biggest or is it somebody  
9 else's?

10 PROSPECTIVE JUROR: It was my business.

11 THE COURT: And is it still around?

12 PROSPECTIVE JUROR: No; ran it about 6 years  
13 in the '70s.

14 THE COURT: Working in hospitals is a family  
15 inheritance in your case?

16 PROSPECTIVE JUROR: Yes, it is.

17 THE COURT: And the only reason you've ever  
18 consulted a lawyer was in connection with a personal  
19 matter?

20 PROSPECTIVE JUROR: Correct.

21 THE COURT: You have a generally negative  
22 impression of politicians?

23 PROSPECTIVE JUROR: In general, yes.

24 THE COURT: Which leads to my next question:  
25 Is it your view that some are okay and some are not

1 okay?

2 PROSPECTIVE JUROR: Correct.

3 THE COURT: You have a hobby, something you  
4 like to do?

5 PROSPECTIVE JUROR: I work on my antique car.

6 THE COURT: And how old are those antique  
7 cars?

8 PROSPECTIVE JUROR: It's a 1984 50 SL.

9 THE COURT: And how old does the car have to  
10 be to be an antique?

11 PROSPECTIVE JUROR: 25 years.

12 THE COURT: Okay. I ask because I have one.  
13 You spend a lot of time watching news?

14 PROSPECTIVE JUROR: Not too much.

15 THE COURT: You make it a point to watch the  
16 news?

17 PROSPECTIVE JUROR: No.

18 THE COURT: You indicate that you know one of  
19 the individuals on that very long list --

20 PROSPECTIVE JUROR: Correct.

21 THE COURT: -- that we gave you.

22 And that's a person that's involved in  
23 construction, is that correct?

24 PROSPECTIVE JUROR: Right.

25 THE COURT: And it says that you've known

1 this person for a couple of years, is that correct?

2 PROSPECTIVE JUROR: I knew him for a couple  
3 of years because his construction company built the  
4 hospital professional building.

:01PM

5 PROSPECTIVE JUROR: Okay.

6 THE COURT: Did you have much interaction  
7 with him?

8 PROSPECTIVE JUROR: Average.

:01PM

9 THE COURT: Okay. Was your relationship with  
10 him purely business or was there some social aspect  
11 to it?

12 PROSPECTIVE JUROR: Purely business.

13 THE COURT: Will your relationship with him  
14 influence in any way your decision on this case?

:01PM

15 PROSPECTIVE JUROR: No.

16 THE COURT: Anything you've seen or heard  
17 about this case affect your ability to be fair and  
18 impartial?

19 PROSPECTIVE JUROR: I think I can be fair and  
20 impartial, yes.

:02PM

21 THE COURT: What kind of dealings have you  
22 had with law enforcement officers?

23 PROSPECTIVE JUROR: Well, my son has his  
24 degree in criminal justice.

:02PM

25 THE COURT: Have you personally spent a lot

1 of time dealing with law enforcement officers?

2 PROSPECTIVE JUROR: Not a lot, no.

3 THE COURT: But some?

4 PROSPECTIVE JUROR: But some.

:02PM

5 THE COURT: Do you deal -- have you dealt at  
6 all with the security people at the hospital?

7 PROSPECTIVE JUROR: Yes.

8 THE COURT: And that was when you were  
9 doing operations?

:02PM

10 PROSPECTIVE JUROR: Correct.

11 THE COURT: With respect to your deferral, I  
12 would consider the deferral, but you're going to  
13 have to provide certain documents and the jury  
14 people will tell you what that is.

:02PM

15 PROSPECTIVE JUROR: Okay.

16 THE COURT: And then I'll reach a decision.

17 PROSPECTIVE JUROR: Okay.

18 THE COURT: Thank you.

19 PROSPECTIVE JUROR: Thank you.

:02PM

20 (Prospective juror exited the courtroom, and the  
21 following proceedings were had herein:)

22 (Brief pause)

23

24

:03PM

25 THE COURT: We're going to break now and

1 we'll resume again at 1:15.

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4 (Luncheon recess taken from 12:03 o'clock p.m.  
5 to 1:15 o'clock p.m.)

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IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

UNITED STATES OF AMERICA,	)	
	)	No. 08 CR 888
Government,	)	
	)	Chicago, Illinois
vs.	)	
	)	June 4, 2010
ROD BLAGOJEVICH,	)	
ROBERT BLAGOJEVICH,	)	
	)	1:22 o'clock a.m.
Defendants.	)	

VOLUME 3  
TRANSCRIPT OF PROCEEDINGS  
BEFORE THE HONORABLE JAMES B. ZAGEL  
AND A JURY

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25

1 (The following proceedings were had in open  
2 court:)

3 THE CLERK: 2008 CR 888, United States versus  
4 Blagojevich. The court resumes in sessions.

5 (Brief pause)

6 (Prospective juror entered the courtroom, and  
7 the following proceedings were had herein:)

8 THE COURT: You are number 140?

9 PROSPECTIVE JUROR: Yes, sir.

10 THE COURT: The lawyers and I have read the  
11 questionnaires, so I'm not going to go over each  
12 question with you. I just want to talk to you about  
13 a few things.

14 You have a graduate degree and your major  
15 areas of study were biology and civil engineering?

16 PROSPECTIVE JUROR: Correct.

17 THE COURT: And you're currently employed as  
18 a civil engineer, is that correct?

19 PROSPECTIVE JUROR: Right.

20 THE COURT: What sort of stuff do you do?

21 PROSPECTIVE JUROR: We are primarily road and  
22 bridge design firm.

23 THE COURT: Building bridges, design firm.

24 And how long have you worked with your  
25 present employer?

1 PROSPECTIVE JUROR: It was 4 years in  
2 January. So 4 years, 5 months about.

3 THE COURT: And before that?

4 PROSPECTIVE JUROR: I spent a couple of years  
5 in school, and then prior to that I worked for  
6 another consulting firm.

7 THE COURT: Doing the same kind of work?

8 PROSPECTIVE JUROR: Similar. More along the  
9 lines of environmental construction, management-type  
10 work.

11 THE COURT: You supervise people?

12 PROSPECTIVE JUROR: Depending on the project  
13 size, yes.

14 THE COURT: What's the most you supervised?

15 PROSPECTIVE JUROR: Anywhere from maybe one  
16 to five.

17 THE COURT: All right. And your parents had  
18 their own business?

19 PROSPECTIVE JUROR: Small, janitorial  
20 company, yes.

21 THE COURT: Did you help out at all?

22 PROSPECTIVE JUROR: I did.

23 THE COURT: Okay. A lot or a little?

24 PROSPECTIVE JUROR: I worked there all during  
25 high school and then afterwards as well.

1 THE COURT: And your spouse is a certified  
2 public accountant?

3 PROSPECTIVE JUROR: Correct.

4 THE COURT: And the only time you hired a  
5 lawyer was with a dispute with a former landlord?

6 PROSPECTIVE JUROR: That's correct.

7 Well, other than real estate transactions.

8 THE COURT: Other than real estate.

9 PROSPECTIVE JUROR: Yes.

10 THE COURT: How did the dispute work out?

11 PROSPECTIVE JUROR: We ended up agreeing to  
12 go our separate ways without any further contact  
13 with each other.

14 THE COURT: Okay. What do you do when you're  
15 not working?

16 PROSPECTIVE JUROR: My wife and I run, I like  
17 to play golf whenever I can.

18 THE COURT: What kind of running?

19 PROSPECTIVE JUROR: We -- we just recently  
20 ran 10-mile, the Soldier Field 10-mile, so ...

21 THE COURT: And how often do you run?

22 PROSPECTIVE JUROR: As often as we can.

23 THE COURT: How many times a week?

24 PROSPECTIVE JUROR: Three to four.

25 THE COURT: Okay. Do you run together?

1 PROSPECTIVE JUROR: Yes.

2 THE COURT: You run at the same pace?

3 PROSPECTIVE JUROR: We do.

4 THE COURT: Does one of you have to hold  
5 back?

6 PROSPECTIVE JUROR: Occasionally.

7 THE COURT: I'm not going to ask you which  
8 one.

9 PROSPECTIVE JUROR: It varies.

10 THE COURT: When did you start doing that,  
11 incidentally?

12 PROSPECTIVE JUROR: Pardon?

13 THE COURT: When did you start running?

14 PROSPECTIVE JUROR: I started running when I  
15 was maybe 10 or 11, my wife did as well. We  
16 restarted again when we were together in Michigan.

17 THE COURT: Has your firm done any work with  
18 Illinois Department of Transportation or the Toll  
19 Highway Authority?

20 PROSPECTIVE JUROR: Yes, sir.

21 THE COURT: Have you personally worked on  
22 those projects?

23 PROSPECTIVE JUROR: Yes, sir.

24 THE COURT: And what's the most recent of  
25 those?

1 PROSPECTIVE JUROR: For IDOT?

2 THE COURT: For either one.

3 PROSPECTIVE JUROR: For IDOT I worked on one  
4 yesterday.

:31PM

5 THE COURT: On when?

6 PROSPECTIVE JUROR: Yesterday.

7 THE COURT: Oh, okay.

8 PROSPECTIVE JUROR: When I was in the office.  
9 Our current projects are IDOT and CDOT.

:31PM

10 THE COURT: Okay. When you worked on these  
11 projects, what kind of contact did you have--with  
12 IDOT projects I'm talking about--when you worked on  
13 IDOT projects, what kind of contact, at what level  
14 were you dealing with IDOT officials?

:32PM

15 PROSPECTIVE JUROR: I'm primarily part of the  
16 production. So I've limited contact with IDOT  
17 project managers or IDOT, you know, people. That's  
18 changed in the last year or so, particularly with  
19 City of Chicago contract that I've been working on.

:32PM

20 THE COURT: With the State of Illinois  
21 contracts, if you dealt at all, you dealt with the  
22 regular professional staff of IDOT?

23 PROSPECTIVE JUROR: Yes, that's correct.

:33PM

24 THE COURT: Anything about that experience  
25 affect your ability to be fair here?



1 PROSPECTIVE JUROR: I don't believe so.

2 THE COURT: And you had indicated you heard  
3 or read about this case?

4 PROSPECTIVE JUROR: Yes, sir.

:33PM

5 THE COURT: And you state that based on the  
6 information that you've heard, you may have a bias  
7 toward a verdict toward one side or the other, is  
8 that correct?

9 PROSPECTIVE JUROR: Yes, sir.

:33PM

10 THE COURT: Do you understand that, to decide  
11 this case, you can consider only the evidence that  
12 you hear in court, do you understand that?

13 PROSPECTIVE JUROR: Yes, sir.

:33PM

14 THE COURT: And part of that means that you  
15 have to ignore anything you have heard or read about  
16 it before. Do you think you'd be able to do that?

17 PROSPECTIVE JUROR: I believe that I would.

:34PM

18 THE COURT: And what that means is, if you  
19 formed some form of a tentative opinion, you'd have  
20 to be able to put that tentative opinion aside, do  
21 you understand that?

22 PROSPECTIVE JUROR: Yes.

23 THE COURT: Would you be able to do that?

24 PROSPECTIVE JUROR: Yes, I believe I would.

:34PM

25 THE COURT: You indicated that you have some

1 concerns about evaluating the testimony of  
2 cooperating individuals. And I think, based on your  
3 comment, you understand what that means; that is,  
4 usually people who have agreed to plead guilty and  
5 have agreed in exchange for pleading to a  
6 lesser charge or an exchange of a recommendation of  
7 a lesser sentence they've agreed to testify in the  
8 case, do you understand that?

9 PROSPECTIVE JUROR: Yes, sir.

10 THE COURT: And you have some concern with  
11 people like that, is that correct?

12 PROSPECTIVE JUROR: Yes.

13 THE COURT: When such people testify, I give  
14 an instruction to the jury, as does every other  
15 judge in this building, that people who have made  
16 plea bargains with the government or received any  
17 kind of benefit from the government, their testimony  
18 can be considered but only with caution and great  
19 care. If that was the standard under which you  
20 evaluated their testimony, do you believe you could  
21 fairly evaluate their testimony?

22 PROSPECTIVE JUROR: Yes.

23 THE COURT: How many hours a week do you  
24 work?

25 PROSPECTIVE JUROR: 40, minimum. It can get

1 to be quite a bit more.

2 THE COURT: Okay. Do you get called in the  
3 middle of a project when something is ongoing or is  
4 it mostly in the planning stages?

5 PROSPECTIVE JUROR: We're a design firm, so  
6 we take it from, I guess, what will be beyond  
7 planning stages. When they want actually get  
8 something ready for construction, our job is to put  
9 together those plans that would ultimately be bid on  
10 for construction.

11 THE COURT: Okay. Thank you.

12 (Prospective juror exited the courtroom, and the  
13 following proceedings were had herein:)

14 (Brief pause)

15 (Prospective juror entered the courtroom, and  
16 the following proceedings were had herein:)

17 THE COURT: Hi. You're number 141?

18 PROSPECTIVE JUROR: Yes, sir.

19 THE COURT: You're a college graduate?

20 PROSPECTIVE JUROR: Yes, sir.

21 THE COURT: What was your major?

22 PROSPECTIVE JUROR: I have a double major, in  
23 biology and classical civilization.

24 THE COURT: And what kind of work do you do  
25 now?

1 PROSPECTIVE JUROR: I do a few things. I  
2 work at Abbott Labs during the day, it's my  
3 full-time job as a contractor, as a research tech.  
4 I have a part-time job at Lutheran General Hospital  
5 as a lab assistant tech in the laboratory. And I  
6 teach Croatia folklore at the Croatian Cultural  
7 Center in Chicago twice a week.

8 THE COURT: Did you study biology because you  
9 wanted to do the lab work or did you get the lab  
10 work because you studied biology?

11 PROSPECTIVE JUROR: I guess I -- I thought  
12 about medical school before, but I also thought it  
13 would be interesting to work in the laboratory, but  
14 now I'm in a lab coat a lot in the week.

15 THE COURT: The dog beach?

16 PROSPECTIVE JUROR: Yes, sir.

17 THE COURT: Does that take a lot of your  
18 time?

19 PROSPECTIVE JUROR: In the summertime it  
20 does, particularly.

21 THE COURT: And what kind of stuff -- I've  
22 seen that beach.

23 PROSPECTIVE JUROR: The Montrose Dog Beach?

24 THE COURT: Yeah.

25 PROSPECTIVE JUROR: Yeah. It's a lot of

1 work. I think people don't realize Montrose Dog  
2 Beach is the most popular beach in Chicago. So it's  
3 just, you know, always having to enforce rules and  
4 stuff, but I'm getting a tan and I'm with my dog and  
5 my dad, so I'm okay.

6 THE COURT: Do you still play the violin?

7 PROSPECTIVE JUROR: Yes, sir. I also teach  
8 music and I'm in an orchestra.

9 THE COURT: You said you or anyone close to  
10 you ever owned a business. Who is that?

11 PROSPECTIVE JUROR: I have cousins in Croatia  
12 who have businesses.

13 THE COURT: Okay. You did work for a  
14 candidate and mayor in another state, is that  
15 correct?

16 PROSPECTIVE JUROR: I was in young democrats  
17 when I was at the University of Dayton for 1 year.

18 THE COURT: Right.

19 PROSPECTIVE JUROR: So I didn't really do  
20 much work 'cause I had too much school work, but I  
21 did attend. Like the day there was voting, I mean,  
22 he lost anyway, but we had -- you know, all the  
23 young Dems went to, like, a party fundraiser for  
24 him.

25 THE COURT: And you did indicate that you had

1 one other dealing with a local official which left a  
2 negative impression, is that correct?

3 PROSPECTIVE JUROR: Yes.

4 THE COURT: And it also says here that you  
5 don't -- I'll rephrase it. You don't have a lot of  
6 faith in the truthfulness of politicians, is that  
7 correct.

8 PROSPECTIVE JUROR: Yes.

9 THE COURT: Okay. Do you listen to the news  
10 a lot?

11 PROSPECTIVE JUROR: I do.

12 THE COURT: Do you seek out news? Is that  
13 something that you are particularly interested in?

14 PROSPECTIVE JUROR: I do like to -- if I'm at  
15 work or if I'm by the Internet I'll read abc.com.  
16 We get the Trib and the Sun-Times at home.

17 THE COURT: And you listen to the radio?

18 PROSPECTIVE JUROR: I do.

19 THE COURT: You listen to anything in  
20 particular?

21 PROSPECTIVE JUROR: In the morning time when  
22 I'm driving to work I listen to Moody Christian  
23 radio.

24 THE COURT: How much family do you still have  
25 in Croatia?

1 PROSPECTIVE JUROR: My whole family is there.

2 THE COURT: So only a small part that's here?

3 PROSPECTIVE JUROR: My parents and me.

4 THE COURT: Right. How many hours a week do  
5 you work?

6 PROSPECTIVE JUROR: I work a lot. I work  
7 about 70.

8 THE COURT: And how many of that is at  
9 Abbott?

10 PROSPECTIVE JUROR: well, it's a full-time  
11 job, so during the day, Monday through Friday.

12 THE COURT: And the hospital?

13 PROSPECTIVE JUROR: I work part-time there,  
14 but I don't -- I work more days there, so I'll work  
15 like 6 hours, 5 to 6 hours, but it's often about 6  
16 to 7 days in the next week period, and then I work  
17 Mondays and Thursdays at the Croatian center  
18 teaching. So I don't really have any free time.

19 THE COURT: All right. Thanks.

20 PROSPECTIVE JUROR: Thank you.

21 (Prospective juror exited the courtroom, and the  
22 following proceedings were had herein:)

23 (Brief pause)

24

25

1 (Prospective juror entered the courtroom, and  
2 the following proceedings were had herein:)

3 THE COURT: You're number 142?

4 PROSPECTIVE JUROR: Yes, I am.

5 THE COURT: I've read the questionnaire and  
6 I'm not going to go over each question, just a few  
7 things I want to touch on.

8 You're self-employed?

9 PROSPECTIVE JUROR: Yes, I am.

10 THE COURT: And what do you do?

11 PROSPECTIVE JUROR: Graphic arts.

12 THE COURT: How long have you done that?

13 PROSPECTIVE JUROR: Since my first son was  
14 born, 1985 -- 1995, I'm sorry.

15 THE COURT: Do you have anybody who works  
16 with you?

17 PROSPECTIVE JUROR: Oh, I'm self-employed.

18 THE COURT: How do you get your business?

19 PROSPECTIVE JUROR: Through different  
20 companies. I just have a couple of clients that I  
21 work for. I don't, you know, really need to get  
22 extra business. I'm sort of doing it part-time  
23 almost. I've been, you know, in investments.

24 THE COURT: These are computer arts and  
25 computer drawings?



1 PROSPECTIVE JUROR: Yeah. Yeah. Mostly CAD  
2 drawings.

3 THE COURT: Your spouse works for an  
4 accounting firm?

5 PROSPECTIVE JUROR: Yes, Clifton Gunderson.

6 THE COURT: And what does she do there?

7 PROSPECTIVE JUROR: Admin.

8 THE COURT: Okay. You served on a jury  
9 before?

10 PROSPECTIVE JUROR: Yes, I have. A civil  
11 jury.

12 THE COURT: Did the jury reach a verdict?

13 PROSPECTIVE JUROR: Yes.

14 THE COURT: Based on your experience, you  
15 thought the extraverted jurors controlled the jury?

16 PROSPECTIVE JUROR: Yeah. Uh-huh.

17 THE COURT: Now, were you one of the  
18 extraverted jurors or --

19 PROSPECTIVE JUROR: No. I made my point, no,  
20 but I think -- well, I won't talk too much. Sorry.

21 THE COURT: And you contribute to the  
22 Democratic party in the southern part of the law  
23 center?

24 PROSPECTIVE JUROR: Yes, I do.

25 THE COURT: Is that annually?

1 PROSPECTIVE JUROR: Regularly on -- you know,  
2 I may skip a couple of years and stuff, but ....

3 THE COURT: And you've done volunteer work,  
4 contributed money, and attended events in at least  
5 one political campaign, is that correct?

6 PROSPECTIVE JUROR: Yes.

7 THE COURT: More than once?

8 PROSPECTIVE JUROR: Yeah.

9 THE COURT: You do it every 2 years or so or  
10 is it more infrequent?

11 PROSPECTIVE JUROR: No, just this past  
12 election.

13 THE COURT: Hobbies, things you do when  
14 you're not working?

15 PROSPECTIVE JUROR: I do a lot of reading,  
16 running, music, I play instruments, that's about it.

17 THE COURT: What do you do most of?

18 PROSPECTIVE JUROR: Right now it would be a  
19 balance between reading and running.

20 THE COURT: Okay. Most of the news you get  
21 from the Internet?

22 PROSPECTIVE JUROR: Yeah, maybe 55 percent,  
23 you know.

24 THE COURT: Right. How much time a day do  
25 you spend with news?

1 PROSPECTIVE JUROR: I have it on while I'm  
2 working, generally CNBC, but sometimes CNN. If I'm  
3 not listening to the net, I'm listening to NPR on  
4 the radio or radio WCP. You know, I generally have  
5 it on, so ....

6 THE COURT: And you've heard about the case?

7 PROSPECTIVE JUROR: Yes, I have.

8 THE COURT: Have you sought out news about  
9 the case or did you just listened to what's on?

10 PROSPECTIVE JUROR: I've -- before -- before  
11 this I sought out information.

12 THE COURT: But you indicate that there's  
13 nothing you've seen or heard that would interfere  
14 with your ability to reach a fair verdict, is that  
15 correct?

16 PROSPECTIVE JUROR: I don't think so.

17 THE COURT: You did indicate that you might  
18 have some problem following the instruction that you  
19 have to avoid reading about the case or listening to  
20 any radio or television reports or reading anything  
21 about the case on the Internet. That would present  
22 difficulty for you?

23 PROSPECTIVE JUROR: To be frank, I think I  
24 would, with such a high profile thing, I think, I,  
25 you know --

1 THE COURT: The instruction to you would be  
2 that if you start to hear something, you have to  
3 turn it off.

4 PROSPECTIVE JUROR: I understand.

5 THE COURT: Now, would you regard it as  
6 making it easier if you knew that, as a general  
7 rule, whatever you hear on daily reports of what  
8 happened at the trial, you are likely to already  
9 know it, and perhaps know even more than is  
10 reported, would that make it easier for you to  
11 ignore the news?

12 PROSPECTIVE JUROR: I'm not sure I follow.

13 THE COURT: Most of the reporting about  
14 trials talks about stuff that people on the jury  
15 already know.

16 PROSPECTIVE JUROR: Right. I mean, I  
17 wouldn't read editorials or anything like that, I'm  
18 sure, you know, I won't do that, you know. But I'm  
19 saying that with such a high profile thing, I think  
20 there's a tendency to -- you know, I understand it's  
21 wrong and you're not supposed to do that, I'm  
22 questioning my own ability to, you know, shut that  
23 out. I don't know.

24 THE COURT: Right.

25 PROSPECTIVE JUROR: I'm just trying to be

1 honest.

2 THE COURT: would you try to shut it out or  
3 would you ignore the instruction?

4 PROSPECTIVE JUROR: I won't -- I don't  
5 think -- I don't think consciously, you know, ignore  
6 the instructions, no. I'm just saying, over such a  
7 long -- unless we were sequestered, you know, I  
8 think it would be tough for me, personally.

9 THE COURT: Okay.

10 PROSPECTIVE JUROR: Some people do a lot  
11 better than that, but I just enjoy the news. You  
12 know, I archive news, I record news. I've always  
13 had a certain fascination with the history of news,  
14 you know. So that's all I'm saying. But, no, I  
15 wouldn't consciously seek it out or let it affect my  
16 judgment, I don't think.

17 THE COURT: Okay. Then you answered the  
18 question about certain wiretap evidence, because  
19 you're asked if there's a problem and you didn't  
20 check yes or no, but you made clear what it was that  
21 concerned you, and that is, you said "I'd have to  
22 know the circumstances and more information."

23 what you would know is, obviously, where and  
24 when the wiretaps occurred. The other thing you'd  
25 know is that the evidence was lawfully acquired on

1 the basis of a warrant issued by the court. If it  
2 weren't lawfully acquired by a warrant issued by the  
3 Court, you wouldn't be hearing it.

4 PROSPECTIVE JUROR: Right.

5 THE COURT: Is that the kind of circumstance  
6 you're interested in?

7 PROSPECTIVE JUROR: Yeah. Right. I mean  
8 yeah.

9 THE COURT: Thank you.

10 PROSPECTIVE JUROR: Thank you.

11 (Prospective juror exited the courtroom, and the  
12 following proceedings were had herein:)

13 (Brief pause)

14 (Prospective juror entered the courtroom, and  
15 the following proceedings were had herein:)

16 THE COURT: You are 143?

17 PROSPECTIVE JUROR: Yes, sir, I am.

18 THE COURT: You are a teacher?

19 PROSPECTIVE JUROR: Yes, sir.

20 THE COURT: And what do you teach?

21 PROSPECTIVE JUROR: I teach physical  
22 education.

23 THE COURT: And you've been doing that for  
24 quite a while?

25 PROSPECTIVE JUROR: Yes, sir.

1 THE COURT: At a high school?

2 PROSPECTIVE JUROR: At a high school.

3 THE COURT: And you're a volleyball coach.

4 PROSPECTIVE JUROR: I am.

:54PM

5 THE COURT: For boys or girls?

6 PROSPECTIVE JUROR: I am no longer coaching  
7 the boys team, the last 2 years, but I have  
8 continued to teach the girls team.

9 THE COURT: Do you like your job?

:54PM

10 PROSPECTIVE JUROR: Yes, sir, I do.

11 THE COURT: There's a reference to a family  
12 business, web design. Was that you?

13 PROSPECTIVE JUROR: It's my sister's husband.  
14 My brother-in-law.

:54PM

15 THE COURT: Did you --

16 PROSPECTIVE JUROR: He has since sold that  
17 business.

18 THE COURT: Did you ever work in that  
19 business?

:55PM

20 PROSPECTIVE JUROR: No.

21 THE COURT: Have you ever hired lawyers?

22 PROSPECTIVE JUROR: Yes, for closings on  
23 homes, wills, trusts.

24 THE COURT: That kind of stuff.

:55PM

25 PROSPECTIVE JUROR: I'm sorry?

1 THE COURT: That kind of stuff, not lawsuits.

2 PROSPECTIVE JUROR: No.

3 THE COURT: And you listed you have lawyers  
4 as friends?

:56PM

5 PROSPECTIVE JUROR: Yes. Uh-huh.

6 THE COURT: Do these lawyers discuss their  
7 business with you?

8 PROSPECTIVE JUROR: No, not necessarily.

9 One, in particular, that's listed there was just --

:56PM

10 I mean, I'm not quite sure how you would define it,  
11 but he was just sworn in as someone who could be a  
12 lawyer in the Supreme Court.

13 THE COURT: Okay.

14 PROSPECTIVE JUROR: But no.

:56PM

15 THE COURT: You have family members in the  
16 military?

17 PROSPECTIVE JUROR: My brother is not in the

18 military now but was; his wife, they're both --

19 she's actually retired. He was just honorably

:56PM

20 discharged, you know, when his time of service was  
21 over. My brother-in-law also had been a ranger in  
22 the Persian Gulf war, I think.

23 THE COURT: Were you or someone related to  
24 you the victim of a home robbery?

:57PM

25 PROSPECTIVE JUROR: It was my sister-in-law,



1 my husband's sister.

2 THE COURT: And no one was ever caught for  
3 that?

4 PROSPECTIVE JUROR: No.

5 THE COURT: You did serve on a jury?

6 PROSPECTIVE JUROR: I did. It was a domestic  
7 violence case here in Chicago.

8 THE COURT: Right. And you did reach a  
9 verdict?

10 PROSPECTIVE JUROR: Yes.

11 THE COURT: You thought that the thing that  
12 was difficult about a jury verdict is that it had to  
13 be unanimous?

14 PROSPECTIVE JUROR: True.

15 THE COURT: But, basically, you understand  
16 that's our system?

17 PROSPECTIVE JUROR: I do now, I didn't --  
18 back then I didn't know, you know, whether it was a  
19 100 percent, or a percentage, you know.

20 THE COURT: In most of the country, it's  
21 100-percent to return any verdict, there are some  
22 places where you can return a verdict 10 to 2.

23 PROSPECTIVE JUROR: All right.

24 THE COURT: But not here.

25 PROSPECTIVE JUROR: Not here.

1 THE COURT: Not in this state and not in this  
2 federal court either.

3 Despite what is sometimes difficult to reach  
4 unanimity, do you think you could effectively serve  
5 on a jury where unanimity was required?

6 PROSPECTIVE JUROR: It was a difficult task,  
7 you know, to be part of that. So can I do it? Yes.

8 THE COURT: Okay. Your husband works for a  
9 public local municipal entity?

10 PROSPECTIVE JUROR: A park district.

11 THE COURT: A park district. So he, not you,  
12 but he deals a lot with local elected public  
13 officials, is that correct?

14 PROSPECTIVE JUROR: Yeah; daily.

15 THE COURT: I think you also indicated that  
16 you have a negative opinion of one of the defendants  
17 because of the way he, and you used the words,  
18 "flaunts himself on TV." That's true?

19 PROSPECTIVE JUROR: I think with the media  
20 blitz that has surrounded this whole situation  
21 and--oh, what are they called?--reality shows and  
22 things like that, I think a lot of times people are  
23 there to promote themselves.

24 THE COURT: When I talked to all of you, I  
25 said something to cover situations like this, and

1 what I said was is the jury is not going to be asked  
2 if they like or dislike the defendant, or approve or  
3 disapprove of what the defendant does, or presents  
4 how either defendant presents themselves, you're  
5 just going to be asked to decide whether the  
6 government has proved the charges, and I'm sure you  
7 understand that. Do you think, basically, you can  
8 limit your decision-making in this case to the  
9 evidence and whether the charges have been proved?

10 PROSPECTIVE JUROR: Yes, sir, I do.

11 THE COURT: Okay. And that would be true  
12 whether you like or dislike --

13 PROSPECTIVE JUROR: Yes, sir.

14 THE COURT: -- the way a defendant conducts  
15 himself?

16 PROSPECTIVE JUROR: Yes, sir.

17 THE COURT: Okay. And when you're not  
18 working, what do you do for fun?

19 PROSPECTIVE JUROR: What do I do for fun? I  
20 get to be with my grown children, I travel. I now  
21 have a daughter who lives out of state, so I travel  
22 to visit her as often as I can. I do work a lot of  
23 times year round running volleyball camps, sports  
24 camps, things like that. I also take graduate work.  
25 I'm close to being finished with all the graduate

1 work that I can on our teacher's pay-scale type of  
2 movement, and, you know, continuing education.

3 THE COURT: You also put down running and  
4 fitness.

5 PROSPECTIVE JUROR: I do.

6 THE COURT: You do a lot of running?

7 PROSPECTIVE JUROR: I don't like it, but I do  
8 it.

9 THE COURT: How often do you do it?

10 PROSPECTIVE JUROR: I actually haven't run in  
11 the last probably week and a half to two weeks, I  
12 kind of strained my back, but I'll try and do that at  
13 least three times a week, along with some other  
14 exercise.

15 THE COURT: What kind of distances do you do?

16 PROSPECTIVE JUROR: What kind of distance?  
17 Well, before I strained my back, I did 4 miles.  
18 I've been up to at least 8, but I kinda just do it  
19 to stay fit.

20 THE COURT: You're within the teacher  
21 retirement system, is that correct?

22 PROSPECTIVE JUROR: Yes, sir, I am.

23 THE COURT: And you indicated that you--and  
24 this is, obviously, a complaint--you indicated that  
25 the state is taking the investments and using them

1 to cover other costs. Is that something you know  
2 the details about?

3 PROSPECTIVE JUROR: I do not sir, no. This  
4 is a general feeling and, obviously, you know, what  
5 is portrayed, you know, in the press.

6 THE COURT: Okay. When asked about your  
7 ability to evaluate the testimony of law enforcement  
8 agents, your answer was that you would hope they're  
9 credible and honest. The question I have for you  
10 is, are you willing to consider and judge, as you  
11 would any other witness, the possibility that they  
12 are not credible and maybe not honest?

13 PROSPECTIVE JUROR: I'm not sure how to  
14 answer that, sir.

15 THE COURT: The issue is is that, and this is  
16 the reason we ask this question, there are people  
17 that think, well, this individual who is on the  
18 witness stand is a police officer, an FBI agent, and  
19 therefore I'm going to believe what they tell me.

20 But the law requires you to treat that kind of  
21 witness as you would treat any other witness and  
22 evaluate their testimony the same way you would  
23 evaluate anybody else's and not presume that they  
24 are necessarily telling the truth or that, you know,  
25 they could be mistaken as well.

1 PROSPECTIVE JUROR: well, if that was the  
2 direct from the Court, I would follow that  
3 directive.

4 THE COURT: Thanks.

5 PROSPECTIVE JUROR: Thank you.

6 (Prospective juror exited the courtroom, and the  
7 following proceedings were had herein:)

8 (Brief pause)

9 (Prospective juror entered the courtroom, and  
10 the following proceedings were had herein:)

11 THE COURT: You're number 144?

12 PROSPECTIVE JUROR: Yes, your Honor.

13 THE COURT: When did you first come to this  
14 country?

15 PROSPECTIVE JUROR: It was 1970.

16 THE COURT: And you came from the  
17 Philippines?

18 PROSPECTIVE JUROR: Uh-huh. Yes, sir. Yes,  
19 your Honor.

20 THE COURT: And what do you do at work?

21 PROSPECTIVE JUROR: I'm just an assembler  
22 there in a factory.

23 THE COURT: And how long have you worked for  
24 that company?

25 PROSPECTIVE JUROR: 33 years.

1 THE COURT: A long time.

2 PROSPECTIVE JUROR: Yeah.

3 THE COURT: You indicated that you do other  
4 work, part-time work as well?

:06PM

5 PROSPECTIVE JUROR: Yes, sir.

6 THE COURT: And what's that work?

7 PROSPECTIVE JUROR: Care-giver.

8 THE COURT: And this is for an elderly  
9 person?

:06PM

10 PROSPECTIVE JUROR: Yes, your Honor.

11 THE COURT: And how long have you been doing  
12 that?

13 PROSPECTIVE JUROR: I've been with this lady  
14 for, like, 6 months.

:06PM

15 THE COURT: Okay.

16 THE COURT: And have you been a care-giver  
17 for other elderly people before this person?

18 PROSPECTIVE JUROR: Yes, your Honor.

19 THE COURT: And how long have you been doing  
20 that?

:07PM

21 PROSPECTIVE JUROR: It's only like a  
22 part-time, but I work with her for, like, 15 years.

23 THE COURT: Do you read the newspapers?

24 PROSPECTIVE JUROR: Not so often.

:07PM

25 THE COURT: Do you read any books?

1 PROSPECTIVE JUROR: No.

2 THE COURT: Was your first language Tagalog?

3 PROSPECTIVE JUROR: Yes, your Honor.

4 THE COURT: And when did you learn English?

:08PM

5 PROSPECTIVE JUROR: I learned at school, back  
6 home.

7 THE COURT: Okay. And you said you had some  
8 difficulty understanding some of the questions we  
9 asked?

:08PM

10 PROSPECTIVE JUROR: Yes, I do.

11 THE COURT: Okay. Thank you.

12 PROSPECTIVE JUROR: Thank you, sir.

13 (Prospective juror exited the courtroom, and the  
14 following proceedings were had herein:)

:08PM

15 (Brief pause)

16 (Prospective juror entered the courtroom, and  
17 the following proceedings were had herein:)

18 THE COURT: You are number 145?

19 PROSPECTIVE JUROR: Yes, Judge.

:08PM

20 THE COURT: Have you ever been in this  
21 building?

22 PROSPECTIVE JUROR: Yes, Judge. I clerked  
23 here for 2 years.

:09PM

24 THE COURT: Right. You clerked for a judge  
25 in this building.



1 PROSPECTIVE JUROR: Yes, sir.

2 THE COURT: Did you your clerkship?

3 PROSPECTIVE JUROR: I did.

4 THE COURT: And you are now employed working  
5 as an attorney?

6 PROSPECTIVE JUROR: Yes.

7 THE COURT: And what sort of work are you  
8 doing?

9 PROSPECTIVE JUROR: I work for a Teach For  
10 America. We have a two-person law department, so  
11 everything for the corporation; review of contracts,  
12 legal agreements, risk management; it runs the  
13 gamut.

14 THE COURT: Right. Do you enjoy the work?

15 PROSPECTIVE JUROR: I do.

16 THE COURT: How long are you going to do it  
17 for?

18 PROSPECTIVE JUROR: For a long time. Not  
19 trying to change jobs.

20 THE COURT: Your husband is a graduate  
21 student?

22 PROSPECTIVE JUROR: Yes.

23 THE COURT: And what is he studying?

24 PROSPECTIVE JUROR: Theater.

25 THE COURT: And he is still studying?

1 PROSPECTIVE JUROR: Yes, he'll be finished  
2 his dissertation in December.

3 THE COURT: In when?

4 PROSPECTIVE JUROR: In December.

:10PM

5 THE COURT: And how long has it been?

6 PROSPECTIVE JUROR: 5 years. 5 years. A  
7 long time.

8 THE COURT: You did work for a state agency?

9 PROSPECTIVE JUROR: I did.

:10PM

10 THE COURT: And what was that?

11 PROSPECTIVE JUROR: I was an Assistant  
12 Inspector General for the Inspector General's Office  
13 for the State of Illinois.

14 THE COURT: And how long did you do that?

:10PM

15 PROSPECTIVE JUROR: It was approximately  
16 2 years. May have been like two and a half years.

17 THE COURT: And you really have not had  
18 significant involvement in political work except for  
19 attending events?

:11PM

20 PROSPECTIVE JUROR: No. No.

21 THE COURT: Hobbies? Things you like to do?

22 PROSPECTIVE JUROR: I love to read and cook.

:12PM

23 THE COURT: And you are, thus far, the only  
24 juror who were asked certain names, of the various  
25 names that we gave you you circled my name and the

1 courtroom deputy.

2 PROSPECTIVE JUROR: I met you when I was  
3 clerk here.

4 THE COURT: Yes, you have. Thank you.  
5 (Prospective juror exited the courtroom, and the  
6 following proceedings were had herein:)  
7 (Brief pause)

8 (Prospective juror entered the courtroom, and  
9 the following proceedings were had herein:)

10 THE COURT: You are number 146?

11 PROSPECTIVE JUROR: Yes, sir.

12 THE COURT: What do you do for a living?

13 PROSPECTIVE JUROR: I'm a deputy sheriff.

14 THE COURT: What county?

15 PROSPECTIVE JUROR: Cook.

16 THE COURT: And what is your basic assignment  
17 now?

18 PROSPECTIVE JUROR: Courtroom services.

19 THE COURT: Do you transport?

20 PROSPECTIVE JUROR: Yes.

21 THE COURT: How long have you been doing  
22 that?

23 PROSPECTIVE JUROR: 13 years.

24 THE COURT: Anything else you do?

25 PROSPECTIVE JUROR: Yes, I also -- I judge

:12PM

:13PM

:13PM

:13PM

1 for professional MMA.

2 THE COURT: You want, for the record, tell  
3 everybody what MMA means?

4 PROSPECTIVE JUROR: That's mixed martial  
5 arts.

6 THE COURT: what did you do before you joined  
7 the Sheriff's Department?

8 PROSPECTIVE JUROR: I was a roofer.

9 THE COURT: And for how long did you do that?

10 PROSPECTIVE JUROR: I'd say approximately 15  
11 or 16 years.

12 THE COURT: The job you have now is better?

13 PROSPECTIVE JUROR: Much better.

14 THE COURT: And you did criminal justice  
15 studies in a community college?

16 PROSPECTIVE JUROR: Actually, I did them at  
17 31st and California. When I first came on the  
18 county they offered to pay for additional classes,  
19 so I took advantage of that and did that a little  
20 bit.

21 THE COURT: Okay. And your spouse works for  
22 car dealerships?

23 PROSPECTIVE JUROR: Yes. Yes, she does.

24 THE COURT: Is there anything about what  
25 happened to your older brother 25 years ago that

1 would affect your ability to be fair here?

2 PROSPECTIVE JUROR: Absolutely not.

3 THE COURT: Tell me about your hobbies.

4 PROSPECTIVE JUROR: Well, I like aquariums,  
5 keeping fish. I've kept reptiles all my life,  
6 pretty much.

7 THE COURT: Is your house filled with lots of  
8 glass aquariums and glass cases?

9 PROSPECTIVE JUROR: Yeah. Yeah, it sure is.

10 THE COURT: You indicate that you spend a  
11 fair amount of time dealing with the bible and bible  
12 studies and religious issues. How much time do you  
13 spend a week?

14 PROSPECTIVE JUROR: A week?

15 THE COURT: A week. In hours.

16 PROSPECTIVE JUROR: I don't -- maybe,  
17 roughly, 15 hours.

18 THE COURT: Okay. Do you spend a lot of time  
19 looking at news, TV, radio and newspapers?

20 PROSPECTIVE JUROR: No; the time I do watch  
21 TV, it's mostly the sport, again, of mixed martial  
22 arts, I like to see National Geographics, wild life  
23 stuff. You know, once in a while I'll watch TV with  
24 my wife, you know, some lifetime channel.

25 THE COURT: But that would not normally be

1 your first choice?

2 PROSPECTIVE JUROR: I actually don't mind, as  
3 long as I'm with her.

4 THE COURT: You've heard about this case, is  
5 that correct?

6 PROSPECTIVE JUROR: Yes.

7 THE COURT: Heard a lot about it? A little  
8 about it?

9 PROSPECTIVE JUROR: I'd say a little. Just,  
10 you know, listening to people at work. You know,  
11 I've heard it mentioned, I'm sure I heard it also at  
12 some point in the morning. I know my wife likes to  
13 watch the news before she goes to work, so I've  
14 heard some talk about it.

15 THE COURT: Do you think any of that would  
16 affect your ability to be fair?

17 PROSPECTIVE JUROR: Absolutely not.

18 THE COURT: Do you have any opinions about  
19 this case, one way or the other?

20 PROSPECTIVE JUROR: Not really.

21 THE COURT: Thank you.

22 (Prospective juror exited the courtroom, and the  
23 following proceedings were had herein:)

24 (Brief pause)

25 (Prospective juror entered the courtroom, and

1 the following proceedings were had herein:)

2 THE COURT: You are 147?

3 PROSPECTIVE JUROR: Yes.

4 THE COURT: Do you actually like law school?

5 PROSPECTIVE JUROR: I love law school,

6 actually.

7 THE COURT: Did you like college, too?

8 PROSPECTIVE JUROR: I like law school better.

9 But yeah, I enjoyed college; very different.

10 THE COURT: And you went to law school

11 because?

12 PROSPECTIVE JUROR: Well, I was a math major

13 in college, I really like the logic of math, and I

14 find that very similar to some of the logic in law.

15 THE COURT: And you have a summer associate

16 job at a large firm in Chicago, is that correct?

17 PROSPECTIVE JUROR: Yeah, I'm starting

18 Monday.

19 THE COURT: What other kinds of job have you

20 had, if any?

21 PROSPECTIVE JUROR: I was a consultant for a

22 year in between college and law school.

23 PROSPECTIVE JUROR: And what did you

24 consultant on?

25 PROSPECTIVE JUROR: Technology consulting.

1 THE COURT: On what kind of technology?

2 PROSPECTIVE JUROR: I was sort of on the -- I  
3 did some coding for a government project, and then I  
4 did some of their requirements for a large bank for  
5 updating a credit card system.

6 THE COURT: And your sister's business? Your  
7 sister has a business?

8 PROSPECTIVE JUROR: Yeah, she does.

9 THE COURT: Do you help her out?

10 PROSPECTIVE JUROR: Not with the business,  
11 really.

12 THE COURT: Have you ever worked in a family  
13 business?

14 PROSPECTIVE JUROR: No.

15 THE COURT: And you worked as a summer law  
16 clerk at a legal department in a municipality, is  
17 that correct?

18 PROSPECTIVE JUROR: Yes.

19 THE COURT: How long did that last?

20 PROSPECTIVE JUROR: About 2 and a half  
21 months.

22 THE COURT: And you were born and raised  
23 here?

24 PROSPECTIVE JUROR: Uh-huh.

25 THE COURT: Now, your father is a business



1 executive or was?

2 PROSPECTIVE JUROR: Was; he's retired now.

3 THE COURT: And you said that he's been  
4 involved in lawsuits?

5 PROSPECTIVE JUROR: I don't know the  
6 specifics of them, but yes.

7 THE COURT: So he never went and sought your  
8 advice?

9 PROSPECTIVE JUROR: No.

10 THE COURT: You did contribute money to a  
11 seeker for political office. Was that just once?

12 PROSPECTIVE JUROR: Yes.

13 THE COURT: Are you an active seeker out of  
14 news reports or do you just --

15 PROSPECTIVE JUROR: I read the news a lot.

16 THE COURT: Do you go look for news on the  
17 Internet?

18 PROSPECTIVE JUROR: Yeah; that's my main  
19 source of news.

20 THE COURT: And you asked for deferment on  
21 the grounds that you won't be able to do the summer  
22 associateship and your legal entire career would be  
23 ruined?

24 PROSPECTIVE JUROR: Well, not my entire, but  
25 just part of it would be impacted, anyway.

1 THE COURT: Thank you.

2 PROSPECTIVE JUROR: Thank you very much.

3 (Prospective juror exited the courtroom, and the  
4 following proceedings were had herein:)

5 (Brief pause)

6 (Prospective juror entered the courtroom, and  
7 the following proceedings were had herein:) 4.

8 THE COURT: You're number 148?

9 PROSPECTIVE JUROR: Yes.

10 THE COURT: How long have you been retired?

11 PROSPECTIVE JUROR: 10 years.

12 THE COURT: And before that, you worked for  
13 the Postal Service?

14 PROSPECTIVE JUROR: Yes.

15 THE COURT: How long ago did you do that?

16 PROSPECTIVE JUROR: I worked for the Postal  
17 Service 30 years.

18 THE COURT: And you were a letter carrier?

19 PROSPECTIVE JUROR: Yes, sir.

20 THE COURT: Did you have any other job there  
21 other than letter carrier?

22 PROSPECTIVE JUROR: No.

23 THE COURT: The question "you or anyone close  
24 to you ever owned a businesses" and the answer was  
25 "yes, auto body shop." was that you or someone you

1 know?

2 PROSPECTIVE JUROR: That was my first cousin  
3 who was very close to me.

4 THE COURT: Very close to you?

5 PROSPECTIVE JUROR: Yes.

6 THE COURT: Did you ever work in that  
7 business with him?

8 PROSPECTIVE JUROR: No.

9 THE COURT: Is your spouse, your wife, still  
10 working?

11 PROSPECTIVE JUROR: No.

12 THE COURT: And you started with the Postal  
13 Service in 1970?

14 PROSPECTIVE JUROR: Yes.

15 THE COURT: You were in the Navy?

16 PROSPECTIVE JUROR: Yes, sir.

17 THE COURT: How long were you in the navy?

18 PROSPECTIVE JUROR: 3 years and, I think,  
19 approximately 3 months.

20 THE COURT: What was your rank on discharge?

21 PROSPECTIVE JUROR: I was an ensign something  
22 equivalent to a corporal.

23 THE COURT: And where were you stationed?

24 PROSPECTIVE JUROR: In Virginia, north of  
25 Virginia.

1 THE COURT: You served on two juries?

2 PROSPECTIVE JUROR: Yes, I think I served  
3 total of 3 years.

4 THE COURT: Oh, yeah, that's right. You did  
5 list three years. Did the jury return a verdict each  
6 time?

7 PROSPECTIVE JUROR: One of them we didn't.

8 THE COURT: Okay. Was that because the jury  
9 couldn't agree or because they settled the case?

10 PROSPECTIVE JUROR: The one was a murder case  
11 and one of the jurors couldn't -- they didn't like  
12 the idea that there might be a death penalty  
13 involved, so they wouldn't agree.

14 THE COURT: Okay. Do you have any hobbies,  
15 favorite activities, something you do?

16 PROSPECTIVE JUROR: Well, I have something  
17 like a 10 by 12 plot out in the backyard that I  
18 raise vegetables.

19 THE COURT: You read anything in particular?

20 PROSPECTIVE JUROR: I attend bible study at  
21 my church, I do that.

22 THE COURT: And it says here that you read  
23 auto magazines?

24 PROSPECTIVE JUROR: Yes.

25 THE COURT: Based on what I have seen in your

1 answers, you've not heard a lot about this case, is  
2 that true?

3 PROSPECTIVE JUROR: No, it's -- it's nothing  
4 up close. Nothing that I have seen.

5 THE COURT: Do you remember any of the  
6 details about the case?

7 PROSPECTIVE JUROR: No. No.

8 THE COURT: And the last time you served on a  
9 jury was around 1980?

10 PROSPECTIVE JUROR: Yes, that's -- that was  
11 my guess. I don't really remember it.

12 THE COURT: Okay. Thank you.

13 PROSPECTIVE JUROR: Okay.

14 (Prospective juror exited the courtroom, and the  
15 following proceedings were had herein:)

16 THE COURT: We're going to take a break now.  
17 We'll resume again in 15 minutes.

18 (Recess.)

19 COURT'S LAW CLERK: Please remain seated.

20 (Brief pause)

21 (Prospective juror entered the courtroom, and  
22 the following proceedings were had herein:)

23 THE COURT: You are number 149?

24 PROSPECTIVE JUROR: Yes, sir.

25 THE COURT: I've read the form that you

1 filled out, the questionnaire. I'm not going to ask  
2 you about everything, I'm just going to ask you  
3 about a few of these things.

4 You're now retired?

:55PM

5 PROSPECTIVE JUROR: Yes.

6 THE COURT: And what did you do before you  
7 were retired?

:55PM

8 PROSPECTIVE JUROR: Well, the last 7 years  
9 before my retirement I started working in the  
10 medical center, a hospital --

11 THE COURT: It might do better if you pick up  
12 the microphone.

13 PROSPECTIVE JUROR: What? This?

14 THE COURT: Yeah.

:55PM

15 PROSPECTIVE JUROR: Sorry.

16 And I worked as housekeeping supervisor.

17 THE COURT: How many people did you supervise  
18 as a housekeeper?

19 PROSPECTIVE JUROR: The average was 30.

:55PM

20 THE COURT: You have to put the microphone  
21 close to your mouth.

22 PROSPECTIVE JUROR: Okay.

23 THE COURT: Otherwise, we won't hear you.

:56PM

24 And what did you do before you were at the  
25 medical center?

1 PROSPECTIVE JUROR: I was working at Marriott  
2 Hotel for over 17 years. It was executive  
3 housekeeper there.

4 THE COURT: And your husband is an  
5 electrician?

6 PROSPECTIVE JUROR: Yes.

7 THE COURT: And you contribute money to a  
8 charity organization?

9 PROSPECTIVE JUROR: Yes.

10 THE COURT: How long have you been doing that  
11 for?

12 PROSPECTIVE JUROR: For over 20 years.

13 THE COURT: Do you have any hobbies?  
14 Anything you like to do?

15 PROSPECTIVE JUROR: Yes, the last is the  
16 walking, I walk every day. I really like opera, I  
17 like movies, reading a book, and watch my  
18 grandchildren.

19 THE COURT: And the music you like is opera?

20 PROSPECTIVE JUROR: Yes.

21 THE COURT: Do you watch the news a lot?

22 PROSPECTIVE JUROR: Not really. Most of the  
23 time I watch the Polish news because we have a  
24 Polish television.

25 THE COURT: So you watch the Polish

1 television station?

2 PROSPECTIVE JUROR: Yes. American too,  
3 but --

4 THE COURT: Right.

5 Did you hear about this case on the news?

6 PROSPECTIVE JUROR: Yes, I was in the house,  
7 the newspaper.

8 THE COURT: Do you remember what you heard?

9 PROSPECTIVE JUROR: It's just about that it  
10 will start and complete the jury.

11 THE COURT: When you were supervising your  
12 housekeeping, do you speak most of the time in  
13 English or Polish?

14 PROSPECTIVE JUROR: Most of the time --

15 THE COURT: In what?

16 PROSPECTIVE JUROR: -- in English and Polish,  
17 too.

18 THE COURT: Okay. What did you study in  
19 college?

20 PROSPECTIVE JUROR: In Poland.

21 THE COURT: And when did you come to this  
22 country?

23 PROSPECTIVE JUROR: Why?

24 THE COURT: When.

25 PROSPECTIVE JUROR: When? It was 1983.



1 THE COURT: And you have a son working for  
2 bank?

3 PROSPECTIVE JUROR: Yes. We have two sons.

4 THE COURT: And you have a son who works as a  
5 have police officer?

6 PROSPECTIVE JUROR: Yes.

7 THE COURT: Thank you.

8 PROSPECTIVE JUROR: You're welcome.

9 (Prospective juror exited the courtroom, and the  
10 following proceedings were had herein:)

11 (Brief pause)

12 (Prospective juror entered the courtroom, and  
13 the following proceedings were had herein:)

14 THE COURT: You are number 150?

15 PROSPECTIVE JUROR: I am.

16 THE COURT: You are a software engineer?

17 PROSPECTIVE JUROR: I am.

18 THE COURT: What do you do?

19 PROSPECTIVE JUROR: I program design

20 software.

21 THE COURT: And what does your employer do?

22 PROSPECTIVE JUROR: Sells the software.

23 THE COURT: Okay. Now, is this custom made?

24 Do people ask for program and software or is this

25 more luck for a larger mass marketer?

1 PROSPECTIVE JUROR: We've actually moved from  
2 the custom software into mass marketing. We have a  
3 flash product.

4 THE COURT: And how long have you worked for  
5 them?

6 PROSPECTIVE JUROR: 6 years.

7 THE COURT: Who did you work for before, if  
8 anybody?

9 PROSPECTIVE JUROR: Record store.

10 THE COURT: When did you get your degree?

11 PROSPECTIVE JUROR: 2002.

12 THE COURT: And were you still working at the  
13 record store then?

14 PROSPECTIVE JUROR: I was.

15 THE COURT: And how long did it take you to  
16 get the job you're in now?

17 PROSPECTIVE JUROR: 2 years.

18 THE COURT: Did you try to get other jobs  
19 before then?

20 PROSPECTIVE JUROR: I did. There was a  
21 downturn in the market.

22 THE COURT: It says that you contribute to  
23 the coalition for the homeless and the food  
24 depository, is that true?

25 PROSPECTIVE JUROR: It is.

1 THE COURT: What do you contribute?

2 PROSPECTIVE JUROR: In terms of value?

3 THE COURT: Money, time, whatever you do.

4 PROSPECTIVE JUROR: Money; and then there's

:03PM

5 been a couple of food depositories, like food

6 drives, that kind of stuff.

7 THE COURT: And how long have you been doing  
8 that for?

9 PROSPECTIVE JUROR: A couple of years.

:03PM

10 THE COURT: What do you do for fun?

11 PROSPECTIVE JUROR: Listen to records, read,  
12 movies.

13 THE COURT: You were working in a record  
14 store?

:04PM

15 PROSPECTIVE JUROR: I was.

16 THE COURT: How long do you think they're  
17 going to continue to be record stores?

18 PROSPECTIVE JUROR: No idea.

:04PM

19 THE COURT: Did you go to work in a record  
20 store because it was the only job you could find or  
21 was it a job you wanted?

22 PROSPECTIVE JUROR: Both. At the time I put  
23 my application down; I worked for the record store  
24 for quite sometime.

:04PM

25 THE COURT: A big record store or a small

1 one?

2 PROSPECTIVE JUROR: No, it's call records  
3 exchange. It's a small mom and pop, new and used  
4 records.

:04PM

5 THE COURT: Are you talking about CD's or are  
6 you talking about vinyl?

7 PROSPECTIVE JUROR: Both.

8 THE COURT: Which was the bigger part of  
9 their business?

:04PM

10 PROSPECTIVE JUROR: Initially CD's and then  
11 moved over to vinyl.

12 THE COURT: You read a lot of books?

13 PROSPECTIVE JUROR: I do.

:05PM

14 THE COURT: And you answered, in type of  
15 books, you said "good ones."

16 PROSPECTIVE JUROR: Basically, whatever my  
17 wife recommends to me.

18 THE COURT: Okay.

19 Obviously, you've heard or read some stuff.

:05PM

20 PROSPECTIVE JUROR: I have.

21 THE COURT: Would you be able to put the  
22 stuff you read or heard before you got here out of  
23 the way and decide the case on the basis only of the  
24 evidence you hear in the courtroom?

:06PM

25 PROSPECTIVE JUROR: I think so, but I'm not

1 sure.

2 THE COURT: You're employer wrote a letter  
3 saying that you are a key employee, you oversee  
4 basically the work product for half of the engineers  
5 and implies that your absence would be ruins.

6 PROSPECTIVE JUROR: That's correct.

7 THE COURT: Do you find that gratifying, that  
8 he thinks of you that way?

9 PROSPECTIVE JUROR: Yeah.

10 THE COURT: If that were not the case, would  
11 you have any difficulty serving on this jury?

12 PROSPECTIVE JUROR: I don't think so.

13 THE COURT: You did say that you weren't  
14 comfortable judging people.

15 PROSPECTIVE JUROR: That's true.

16 THE COURT: Does that mean you couldn't do it  
17 or does that mean you just wouldn't be comfortable?

18 PROSPECTIVE JUROR: I wouldn't be  
19 comfortable.

20 THE COURT: Okay. Thank you.

21 (Prospective juror exited the courtroom, and the  
22 following proceedings were had herein:)

23 (Brief pause)

24

25

1 (Prospective juror entered the courtroom, and  
2 the following proceedings were had herein:)

3 THE COURT: You are number 151?

4 PROSPECTIVE JUROR: Correct.

:08PM

5 THE COURT: You are a mechanical engineer?

6 PROSPECTIVE JUROR: Correct.

7 THE COURT: And you have both undergraduate  
8 and graduated degrees?

9 PROSPECTIVE JUROR: Also correct.

:08PM

10 THE COURT: And you work for a steel company?

11 PROSPECTIVE JUROR: Correct.

12 THE COURT: And what kind of stuff do you do  
13 there?

14 PROSPECTIVE JUROR: I supervise a crew of  
15 approximately 20 to 30 people. I work at a  
16 continuance caster, so it's anything from lining up  
17 labor jobs to insist on turnarounds.

:08PM

18 THE COURT: And how long have you been doing  
19 that?

:09PM

20 PROSPECTIVE JUROR: Approximately 2 years.

21 THE COURT: Did you do anything before that  
22 or -- did you take this job out of school?

23 PROSPECTIVE JUROR: Out of school, correct.

:09PM

24 THE COURT: And what kind of jobs did you do  
25 before that?

1 PROSPECTIVE JUROR: Had an internship at a  
2 steel mill in the south side of Chicago after my  
3 junior year; somewhere prior to that I worked as a  
4 bicycle mechanic; prior to that, I had an internship  
5 at Argonne National Laboratory as a chemistry  
6 intern; prior to that, I was in high school.

7 THE COURT: And you worked at Argonne?

8 PROSPECTIVE JUROR: Correct.

9 THE COURT: And you were an extern there?

10 PROSPECTIVE JUROR: That is correct, yes.

11 THE COURT: When did the dog bite case  
12 happen?

13 PROSPECTIVE JUROR: That would have been  
14 16 years ago.

15 THE COURT: You have a vivid memory of that?

16 PROSPECTIVE JUROR: I wouldn't say vivid, no.

17 THE COURT: But it was a big thing in your  
18 family at that time?

19 PROSPECTIVE JUROR: At that time, yes.

20 THE COURT: You donate to United Way?

21 PROSPECTIVE JUROR: Correct.

22 THE COURT: You get your news from radio?

23 PROSPECTIVE JUROR: Yeah, I listen to usually  
24 NPR on the car ride to work.

25 THE COURT: Are you somebody who seeks out

1 the news, checks out things on the Internet, or do  
2 you just take the news as it comes to you?

3 PROSPECTIVE JUROR: No, I usually look every  
4 day on the Internet and listen to the radio every  
5 day.

6 THE COURT: What do you do for hobbies, for  
7 fun?

8 PROSPECTIVE JUROR: I ride bicycles, I like  
9 to cook, I read quite a bit, take photographs.

10 THE COURT: Particular kind of reading you  
11 do?

12 PROSPECTIVE JUROR: No, not necessarily.  
13 Anything that comes to me or sparks my interest.

14 THE COURT: And the cooking part?

15 PROSPECTIVE JUROR: Anything in a cookbook  
16 try my hand.

17 THE COURT: You do that because you like to  
18 eat it or because it's an enormous challenge?

19 PROSPECTIVE JUROR: I'd say both.

20 THE COURT: And when did you start this  
21 cooking part?

22 PROSPECTIVE JUROR: Oh, 3 or 4 years ago when  
23 I lived on my own.

24 THE COURT: Thanks.

25 PROSPECTIVE JUROR: Of course.



1 (Prospective juror exited the courtroom, and the  
2 following proceedings were had herein:)

3 (Brief pause)

4 (Prospective juror entered the courtroom, and  
5 the following proceedings were had herein:)

6 THE COURT: You are 152?

7 PROSPECTIVE JUROR: Yes, sir.

8 THE COURT: You are employed part-time but  
9 sometimes you're needed full-time?

10 PROSPECTIVE JUROR: Yes, sir.

11 THE COURT: Okay. What do you do?

12 PROSPECTIVE JUROR: I'm a clinic  
13 administrator.

14 THE COURT: Give me a little more detail.

15 PROSPECTIVE JUROR: I'm sorry?

16 THE COURT: Give me a little more detail.

17 PROSPECTIVE JUROR: I manage 25, 30 medical  
18 people and receptionist for a five-physician  
19 internal medicine practice with gastro neurology,  
20 podiatry, and nutrition, as well.

21 THE COURT: And how long have you worked  
22 there?

23 PROSPECTIVE JUROR: Oh, for 10 years.  
24 Started out full-time and then just back to  
25 part-time.

1 THE COURT: And is this the kind of work  
2 you've done from the beginning?

3 PROSPECTIVE JUROR: Yes, sir. When I first  
4 started out at college, I worked with psychiatric  
5 consultants abuse issues, I ran a psychiatric  
6 hospital.

7 THE COURT: And your academic training was  
8 in what?

9 PROSPECTIVE JUROR: I had a bachelor of  
10 science in communications and in human services and  
11 then I got a Masters in business.

12 THE COURT: The business that you or someone  
13 close to you owned in North Dakota, was that a  
14 family business?

15 PROSPECTIVE JUROR: Yes.

16 THE COURT: A friend?

17 PROSPECTIVE JUROR: It was my nephew.

18 THE COURT: Okay. The health service that  
19 you work for, was that a government --

20 PROSPECTIVE JUROR: When I worked at Montana,  
21 I worked for Indian Health Service for the  
22 Department of Health and Human Services, I was a  
23 hospital administrator. I had 250 employees that I  
24 supervised.

25 THE COURT: Was that under the BIA?

1 PROSPECTIVE JUROR: IHS.

2 THE COURT: IHS.

3 PROSPECTIVE JUROR: My sibling works for the  
4 BIA.

:15PM

5 THE COURT: Is it you, or family member, or  
6 close friend who was arrested or convicted of a  
7 crime?

8 PROSPECTIVE JUROR: It was me, sir.

:16PM

9 THE COURT: And you got 15 to 22 days  
10 probation?

11 PROSPECTIVE JUROR: I was in the county jail  
12 for about 20 -- 20 days. I was released early for  
13 good time, and then I was on probation for  
14 approximately a year, a year and a half. And it was  
15 a long probation, but I was released early.

:16PM

16 THE COURT: How old were you?

17 PROSPECTIVE JUROR: Early 20's. 22, maybe.  
18 21 -- 22, I'd say.

19 THE COURT: And where was this?

:17PM

20 PROSPECTIVE JUROR: Yakima, Washington.

21 THE COURT: Do you think you were treated  
22 fairly?

23 PROSPECTIVE JUROR: Yes.

:17PM

24 THE COURT: Any other crimes in your  
25 background?

1 PROSPECTIVE JUROR: No, sir.

2 THE COURT: Once was enough?

3 PROSPECTIVE JUROR: That was. That was  
4 plenty for me.

:17PM

5 THE COURT: Any groups or organizations that  
6 you work for or contribute to?

:18PM

7 PROSPECTIVE JUROR: I financially contribute  
8 to the Humane Society. I have a third degree black  
9 belt. So I've been -- on and off my entire life  
10 I've been involved in martial arts; 25 strong years.

11 THE COURT: Spend a lot of time looking and  
12 reading the news?

:18PM

13 PROSPECTIVE JUROR: I -- I read some of the  
14 newspaper just for entertainment. I don't spend any  
15 time on the Internet. I'm not a big believer in the  
16 newspaper, but .... I've been interviewed by the  
17 newspaper.

:18PM

18 THE COURT: Now, what you said here is that  
19 you have heard or read about this case but you lost  
20 track of what the status has been in the last year  
21 or so, is that right?

22 PROSPECTIVE JUROR: That's correct.

23 THE COURT: Was that because you weren't  
24 particularly interested?

:18PM

25 PROSPECTIVE JUROR: Somewhat. I wasn't

1 particularly interested after the initial -- the  
2 initial dropping of it. But to be perfectly honest,  
3 I don't really have a whole lot of recall anymore,  
4 and then it just got the sensationalism, it was just  
5 not interesting.

6 THE COURT: You wrote a request for deferral,  
7 I can fairly say it was contingent in nature. It  
8 wasn't something that was necessarily going to  
9 happen, but it might happen and you were concerned  
10 about your availability, is that correct?

11 PROSPECTIVE JUROR: Yes, sir. I have a  
12 brother who is in liver failure, and it's like  
13 anything, you don't know what's going to happen, but  
14 I did want the Court to be aware of it.

15 THE COURT: Okay. Thank you.

16 PROSPECTIVE JUROR: Thank you, sir.

17 (Prospective juror exited the courtroom, and the  
18 following proceedings were had herein:)

19 (Brief pause)

20 (Prospective juror entered the courtroom, and  
21 the following proceedings were had herein:)

22 THE COURT: You're number 153?

23 PROSPECTIVE JUROR: Yes.

24 THE COURT: You're a legal secretary?

25 PROSPECTIVE JUROR: Yes.

1 THE COURT: You work for a law firm that's  
2 not huge but not small either?

3 PROSPECTIVE JUROR: Correct.

4 THE COURT: And you work in the real estate  
5 department?

6 PROSPECTIVE JUROR: Yes.

7 THE COURT: What do you do in the real estate  
8 department?

9 PROSPECTIVE JUROR: I'm a secretary to four  
10 attorneys and a paralegal.

11 THE COURT: You or somebody close to you, a  
12 family member, have a business?

13 PROSPECTIVE JUROR: Yes.

14 THE COURT: And what was that?

15 PROSPECTIVE JUROR: My sister, she owns a  
16 coffee shop at a train station, and I had a  
17 girlfriend that had a freight exporting business,  
18 she no longer does that, though.

19 THE COURT: Right. Did you work in any of  
20 those businesses or help out in any of those  
21 businesses?

22 PROSPECTIVE JUROR: No, I did not.

23 THE COURT: And your children are grown?

24 PROSPECTIVE JUROR: Yes.

25 THE COURT: You served on a jury but you

1 don't know when?

2 PROSPECTIVE JUROR: within about 6 years ago,  
3 maybe.

4 THE COURT: Okay. Did the jury reach a  
5 verdict?

6 PROSPECTIVE JUROR: Yes, they did.

7 THE COURT: Do you think it was an easy case  
8 or a hard case?

9 PROSPECTIVE JUROR: It was an easy case, but  
10 it turned out to be more difficult.

11 THE COURT: What do you do for fun?

12 PROSPECTIVE JUROR: I knit, I like to cook, I  
13 read, I visit my grandchild, and watch TV a little  
14 bit, and I'm on the computer.

15 THE COURT: What do you do on the computer?

16 PROSPECTIVE JUROR: Well, I just got an Apple  
17 Computer and I'm learning how to put movies  
18 together, organize my photos, that have kind of  
19 stuff.

20 THE COURT: Did you have another computer  
21 before you had the Apple?

22 PROSPECTIVE JUROR: Yes.

23 THE COURT: And was that a PC?

24 PROSPECTIVE JUROR: It was a PC, but now I  
25 enjoy the the Apple.

1 THE COURT: Did you find the transition  
2 difficult?

3 PROSPECTIVE JUROR: Not really, no.

4 THE COURT: What's your favorite kind of  
5 book?

6 PROSPECTIVE JUROR: Mysteries.

7 THE COURT: Are you somebody who spends a lot  
8 of time watching the news, seeking the news out on  
9 the Internet?

10 PROSPECTIVE JUROR: No.

11 THE COURT: Have you ever worked for any law  
12 firm other than the one you currently work for?

13 PROSPECTIVE JUROR: Yes.

14 THE COURT: And how long ago was that?

15 PROSPECTIVE JUROR: Over 30 years ago.

16 THE COURT: And you've heard something about  
17 this case, but you don't particularly remember much?

18 PROSPECTIVE JUROR: Right, I do.

19 THE COURT: If you did happen to remember  
20 something and you were sitting on the jury, would  
21 you be able to put that aside and rule only on the  
22 basis of what you hear in this courtroom?

23 PROSPECTIVE JUROR: Correct.

24 THE COURT: I take it you haven't followed  
25 this case closely?



1 PROSPECTIVE JUROR: I have not.

2 THE COURT: Thank you.

3 PROSPECTIVE JUROR: Okay.

4 (Prospective juror exited the courtroom, and the  
5 following proceedings were had herein:)

6 (Brief pause)

7 (Prospective juror entered the courtroom, and  
8 the following proceedings were had herein:)

9 THE COURT: You are 154?

10 PROSPECTIVE JUROR: Yes, your Honor.

11 THE COURT: And you are an attorney?

12 PROSPECTIVE JUROR: I am.

13 THE COURT: And, in fact, you litigate?

14 PROSPECTIVE JUROR: Right, I do.

15 THE COURT: And you wouldn't be or at least  
16 your clients wouldn't be particularly happy if you  
17 were selected for this jury?

18 PROSPECTIVE JUROR: My clients would be  
19 extremely unhappy, Your Honor.

20 THE COURT: And one of the reasons is, you  
21 have, during the period of time, a trial scheduled?

22 PROSPECTIVE JUROR: I do not have a trial  
23 scheduled, I do have court appearances that are  
24 likely to happen in a different U.S. jurisdiction.

25 THE COURT: You do realize that it's

1 extraordinarily difficult for a lawyer to complain  
2 about jury service?

3 PROSPECTIVE JUROR: I'm not complaining, Your  
4 Honor. I think my clients are complaining. I am  
5 more than happy to sit on the jury and to fulfill my  
6 obligations as a U.S. citizen.

7 THE COURT: How long have you been with your  
8 firm?

9 PROSPECTIVE JUROR: A little over 6 years.

10 THE COURT: Is that the firm you joined out  
11 of law school?

12 PROSPECTIVE JUROR: No, it is.

13 THE COURT: You were with another firm before  
14 then?

15 PROSPECTIVE JUROR: I was with another firm  
16 in a different city for a little under 2 years.

17 THE COURT: Okay. Any particular litigation  
18 specialty that you have?

19 PROSPECTIVE JUROR: Yes, I litigate primarily  
20 complex patent cases.

21 THE COURT: When you are not working the  
22 customary 60 hours a week, what else do you do?

23 PROSPECTIVE JUROR: I like to run, I like to  
24 travel, I like to read.

25 THE COURT: How much time do you spend doing

1 that?

2 PROSPECTIVE JUROR: I travel about 3 weeks  
3 out of the year, if I'm lucky; I read frequently; I  
4 run as much as I possibly can; sometimes I do other  
5 athletic things, as well.

6 THE COURT: Where are you from originally?

7 PROSPECTIVE JUROR: I'm from Fort Wayne,  
8 Indiana.

9 THE COURT: This is why you listed as one of  
10 the frequent websites, among them, Yahoo, CNBC, CNN,  
11 and Indiana basketball websites?

12 PROSPECTIVE JUROR: Yes, I did the Indiana  
13 basketball website, by far, the most frequently of  
14 all of those.

15 THE COURT: It says that you are counsel on a  
16 patent case pending before me, you don't believe you  
17 ever appeared.

18 PROSPECTIVE JUROR: I don't recall appearing  
19 before you. I remember speaking with your minute  
20 clerk.

21 THE COURT: Is that case still pending?

22 PROSPECTIVE JUROR: It is not.

23 THE COURT: How long ago did it end?

24 PROSPECTIVE JUROR: My involvement in that  
25 case, I believe, was in the 2005, 2006 timeframe.

1 The case went up to appeal. I was not involved with  
2 the appeal. I do not know officially when the case  
3 ended, but I think it was a year or two ago.

4 THE COURT: Okay. Thank you.

5 PROSPECTIVE JUROR: Thank you.

6 (Prospective juror exited the courtroom, and the  
7 following proceedings were had herein:)

8 (Brief pause)

9 (Prospective juror entered the courtroom, and  
10 the following proceedings were had herein:)

11 THE COURT: Hi. You're 155?

12 PROSPECTIVE JUROR: Yes.

13 THE COURT: What do you do at work?

14 PROSPECTIVE JUROR: I'm an administrative  
15 secretary.

16 THE COURT: At a large hospital here?

17 PROSPECTIVE JUROR: Yes, in Northwestern  
18 Memorial.

19 THE COURT: And what other kind of jobs have  
20 you had?

21 PROSPECTIVE JUROR: I've been a toddler  
22 teacher, I taught drama, I was an event planner for  
23 a dating service.

24 THE COURT: How did the toddler teaching go?

25 PROSPECTIVE JUROR: I love it. I still miss

1 them.

2 THE COURT: And you have an MFA?

3 PROSPECTIVE JUROR: No, I have a BA, I'd be  
4 looking to get my MFA at some point in my future.

5 THE COURT: And would the MFA be in theater  
6 if you got it?

7 PROSPECTIVE JUROR: Yeah, but I need to  
8 decide if that would be directing or, so .....

9 THE COURT: What do you do in your spare  
10 time?

11 PROSPECTIVE JUROR: I volunteer a lot with my  
12 church, I perform with with theater in different  
13 places, I run.

14 THE COURT: When was your wallet stolen?

15 PROSPECTIVE JUROR: It was stolen about a  
16 month ago.

17 THE COURT: Did you have a lot of valuable  
18 stuff in the wallet?

19 PROSPECTIVE JUROR: No, they took my cash, my  
20 gift cards, and my CTA card, and then mailed it back  
21 to me. A very kind theft.

22 THE COURT: You donate money, time or  
23 services to the First Evangelical Free Church?

24 PROSPECTIVE JUROR: I do.

25 THE COURT: How much time?

1 PROSPECTIVE JUROR: A bible study once a  
2 week, I also am part of a planning team there. We  
3 do a community care clinic every year that I am a  
4 part of. So weekly and yearly, a good chunk.

5 THE COURT: You spend a lot of time reading  
6 and dealing with the news?

7 PROSPECTIVE JUROR: I don't.

8 THE COURT: You said here you read the front  
9 page of the wall Street.

10 PROSPECTIVE JUROR: Right. I'm responsible  
11 for picking up that publication for my office. So  
12 from the first floor to the fourth floor I read the  
13 front page.

14 THE COURT: You surf the Internet for news?

15 PROSPECTIVE JUROR: I'm sent links with my  
16 job. So any news that I really come in contact with  
17 is regarding science and medical advancements.

18 THE COURT: Okay. You say you do not have a  
19 television at home?

20 PROSPECTIVE JUROR: I have a television, but  
21 I don't have a converter box, so I don't get any  
22 television. I can watch movies.

23 THE COURT: So it's like a base?

24 PROSPECTIVE JUROR: It's what?

25 THE COURT: It's like a base in your house.

1 PROSPECTIVE JUROR: I watch DVD's.

2 THE COURT: Right. But you have heard at  
3 least a little about this case, is that correct?

4 PROSPECTIVE JUROR: Yes, I've heard the name.

5 THE COURT: It's hard to avoid, isn't it?

6 PROSPECTIVE JUROR: It is, yeah.

7 THE COURT: If you sat on this jury and by  
8 some chance you heard evidence that reminded you of  
9 something you heard, even overheard, would you be  
10 able to put that out of your mind or leave it out of  
11 your calculus when you're trying to decide whether  
12 the government has proved its case?

13 PROSPECTIVE JUROR: I believe so.

14 THE COURT: When you were asked the question  
15 about would you follow my instructions as I give it  
16 to you, I believe what you meant is the one  
17 difficulty you would find would be is if this were a  
18 capital case.

19 PROSPECTIVE JUROR: Yes.

20 THE COURT: And it's not that.

21 PROSPECTIVE JUROR: Right. So I didn't know  
22 if there was another example.

23 THE COURT: Well, most examples have to do  
24 with rules. For example, in drug cases, you  
25 sometimes have jurors who think that the government

1 has no business outlawing drugs, and you have some  
2 people who feel so strongly the other way that as  
3 soon as they hear the accusation, they see red and  
4 they can't make a decision. And we instruct the  
5 jurors that we're not asking you your opinion on  
6 what the law should be, this is the law and we're  
7 asking you to find certain facts, and if you find  
8 these facts to be true and proven beyond a  
9 reasonable doubt, the defendant is guilty, and if  
10 you don't, the defendant is not guilty and no matter  
11 what your personal views are, that's an example.

12 PROSPECTIVE JUROR: Okay. Thank you.

13 THE COURT: Thank you.

14 (Prospective juror exited the courtroom, and the  
15 following proceedings were had herein:)

16 (Brief pause)

17 (Prospective juror entered the courtroom, and  
18 the following proceedings were had herein:)

19 THE COURT: You are number 156?

20 PROSPECTIVE JUROR: Yes.

21 THE COURT: Art director, graphic designer?

22 PROSPECTIVE JUROR: Correct.

23 THE COURT: You work in freelance now?

24 PROSPECTIVE JUROR: I am.

25 THE COURT: Before you were working



1 freelance, were you employed?

2 PROSPECTIVE JUROR: I was. It was a  
3 full-time art director at an agency.

4 THE COURT: And how long have you been  
5 working on this?

6 PROSPECTIVE JUROR: Since February of '09.

7 THE COURT: What kind of work do you do?

8 PROSPECTIVE JUROR: I do, like, direct mail  
9 or collateral posters, print work, some marketing.

10 THE COURT: And this is what you studied in  
11 college?

12 PROSPECTIVE JUROR: Yes.

13 THE COURT: You like the work?

14 PROSPECTIVE JUROR: I do.

15 THE COURT: Someone close to you -- you have  
16 been asked have you ever owned a business and you  
17 said yes, is that you or somebody close to you?

18 PROSPECTIVE JUROR: An ex-husband.

19 THE COURT: Okay. Did you work at all in  
20 that business?

21 PROSPECTIVE JUROR: I did not.

22 THE COURT: The only time you consulted with  
23 an attorney was with respect to real estate?

24 PROSPECTIVE JUROR: Correct.

25 THE COURT: What do you do for fun?

voir dire examination

321

1 PROSPECTIVE JUROR: I hang out with my dog, I  
2 hang out with my boyfriend, I read a lot of design  
3 magazines, I go to the movies, I play softball. I  
4 guess I kind of just do a lot of hanging out.

:40PM

5 THE COURT: How much softball do you play?

6 PROSPECTIVE JUROR: I play on one team and I  
7 have a couple of teams that ask me to sub whenever  
8 they need a girl. So once a week, mainly.

9 THE COURT: Okay. And the dog?

:41PM

10 PROSPECTIVE JUROR: She's awesome. She's a  
11 little dog. I've had her for almost 3 years. She's  
12 my first dog.

13 THE COURT: What kind of dog?

:41PM

14 PROSPECTIVE JUROR: Oh what kind of dog? I'm  
15 sorry.

16 PROSPECTIVE JUROR: She's a little Yorkipoo.

17 THE COURT: And why did you pick her?

18 PROSPECTIVE JUROR: Because she was the  
19 quietest out of the litter.

:41PM

20 THE COURT: Not a bad criteria.

21 You read magazines?

22 PROSPECTIVE JUROR: I read like design  
23 magazines.

24 THE COURT: You read newspapers?

:41PM

25 PROSPECTIVE JUROR: You know, I read the Red

1 Eye once in a while if I'm on the train.

2 THE COURT: So you're not an avid newspaper  
3 reader?

4 PROSPECTIVE JUROR: I'm not.

5 THE COURT: You get most of your news from  
6 television?

7 PROSPECTIVE JUROR: Yeah.

8 THE COURT: You spend a lot of time watching  
9 television news?

10 PROSPECTIVE JUROR: News? No.

11 THE COURT: How about radio?

12 PROSPECTIVE JUROR: I listen to some  
13 podcasts.

14 THE COURT: And how about using the Internet  
15 for news?

16 PROSPECTIVE JUROR: Not for news. I guess  
17 I'm not hugely into news.

18 THE COURT: Okay. When I asked if you'd  
19 heard or read anything about Rod Blagojevich or  
20 members of his family, you checked yes and you said,  
21 "I know that he's being sued and removed from  
22 office, I think I noticed this from TV," is that a  
23 fair summary about what you know?

24 PROSPECTIVE JUROR: Yes.

25 THE COURT: And you also indicate that you

1 have heard the trial was starting soon?

2 PROSPECTIVE JUROR: Yes.

3 THE COURT: So that's about it for you and  
4 your knowledge of this case?

5 PROSPECTIVE JUROR: Yes.

6 THE COURT: If you were on this jury and you  
7 heard some evidence that reminded you of something  
8 you may have heard, something you've by today and  
9 all of a sudden you remember it, would you be able  
10 to, when you went back to decide the case, to keep  
11 anything you remember hearing on the news out of the  
12 equation and decide this case solely on the basis of  
13 what you hear in this courtroom?

14 PROSPECTIVE JUROR: Yes, I think I can do  
15 that.

16 THE COURT: Thank you.

17 PROSPECTIVE JUROR: Thank you.

18 (Prospective juror exited the courtroom, and the  
19 following proceedings were had herein:)

20 (Brief pause)

21 (Prospective juror entered the courtroom, and  
22 the following proceedings were had herein:)

23 THE COURT: You are number 157?

24 PROSPECTIVE JUROR: Yes, I am, sir.

25 THE COURT: Just put the microphone a little

1 closer to your mouth.

2 PROSPECTIVE JUROR: Okay.

3 THE COURT: Thanks.

4 Can you hear me now?

: 44PM 5 PROSPECTIVE JUROR: Yes, I can.

6 THE COURT: I want you to tell me if there's  
7 anytime when you can't hear me.

8 PROSPECTIVE JUROR: Okay. I will.

9 THE COURT: You're currently unemployed?

: 45PM 10 PROSPECTIVE JUROR: I am.

11 THE COURT: When was the last time you were  
12 employed?

13 PROSPECTIVE JUROR: (No response.)

14 THE COURT: How long ago?

: 45PM 15 PROSPECTIVE JUROR: About 2003.

16 THE COURT: And what did you do then?

17 PROSPECTIVE JUROR: Customer service for a  
18 printing company.

19 THE COURT: Okay. And you consulted with an  
20 attorney when you dealt with real estate, a house?

: 45PM 21 PROSPECTIVE JUROR: Yes, I did.

22 THE COURT: You're a member of a church?

23 PROSPECTIVE JUROR: Yes, I am.

: 46PM 24 THE COURT: How much time would you spend at  
25 church in a month, in an average month?

1 PROSPECTIVE JUROR: (No response.)

2 THE COURT: It doesn't have to be too exact.

3 PROSPECTIVE JUROR: About 20 hours.

4 THE COURT: Okay.

:47PM

5 Do you read newspapers?

6 PROSPECTIVE JUROR: Excuse me?

7 THE COURT: Do you read newspapers?

8 PROSPECTIVE JUROR: Somewhat. Uh-huh.

:47PM

9 THE COURT: Do you pay a lot of attention to  
10 the news?

11 PROSPECTIVE JUROR: No.

12 THE COURT: Now, both you and your husband  
13 are unemployed?

14 PROSPECTIVE JUROR: Yes, we are.

:47PM

15 THE COURT: How long has your husband been  
16 unemployed?

17 PROSPECTIVE JUROR: Ah, he lost his job in  
18 2006. We did part-time work just to make ends meet.

:48PM

19 THE COURT: You indicate in this letter that  
20 your husband is just about out of or is already out  
21 of unemployment.

22 PROSPECTIVE JUROR: Yes, he is.

:48PM

23 THE COURT: Okay. And you also indicated  
24 that it would be difficult for you to sit in  
25 judgment on another person, is that true?

1 PROSPECTIVE JUROR: It would be very hard for  
2 me to do that, sir.

3 THE COURT: How long has that been true for?

4 PROSPECTIVE JUROR: I don't believe I ever  
5 judged anybody to that extent.

6 THE COURT: Okay. Thank you.

7 (Prospective juror exited the courtroom, and the  
8 following proceedings were had herein:)

9 (Brief pause)

10 (Prospective juror entered the courtroom, and  
11 the following proceedings were had herein:)

12 THE COURT: You are 158?

13 PROSPECTIVE JUROR: Yes, I am.

14 THE COURT: You are a college graduate?

15 PROSPECTIVE JUROR: Yes, sir.

16 THE COURT: And you work as an engineer?

17 PROSPECTIVE JUROR: Correct.

18 THE COURT: what kind of engineering do you  
19 do?

20 PROSPECTIVE JUROR: Design engineer, design  
21 plastic parts for packaging.

22 THE COURT: How long have you been doing  
23 that?

24 PROSPECTIVE JUROR: Last 3 years.

25 THE COURT: Did you have other jobs?

1 PROSPECTIVE JUROR: A few.

2 THE COURT: Same kinds of jobs or --

3 PROSPECTIVE JUROR: Same basic principal,  
4 different companies, different products.

5 THE COURT: You said that someone, you or  
6 someone close to you owned a business. Is that you  
7 or someone close to you?

8 PROSPECTIVE JUROR: A friend of mine had a  
9 bike repair business.

10 THE COURT: Did you work at all with him in  
11 that business?

12 PROSPECTIVE JUROR: Helped out every once in  
13 a while.

14 THE COURT: Do you like your work?

15 PROSPECTIVE JUROR: Yes, I do.

16 THE COURT: Do you really think you might  
17 some day go to law school?

18 PROSPECTIVE JUROR: Been contemplating it.

19 THE COURT: Okay. You might not like that  
20 work as well.

21 PROSPECTIVE JUROR: Maybe. I'm not sure yet.

22 THE COURT: You were a witness to a drowning?

23 PROSPECTIVE JUROR: Correct.

24 THE COURT: And you had to testify where?

25 PROSPECTIVE JUROR: It was in a deposition in

:49PM

:50PM

:50PM

:50PM

:51PM



1 southern Indiana.

2 THE COURT: How long ago was that?

3 PROSPECTIVE JUROR: '93, I believe. Well,  
4 the drowning was in '93, the deposition was in '95,  
5 '96.

6 THE COURT: Are there any kind of groups or  
7 organizations that you work for or donate to?

8 PROSPECTIVE JUROR: Donated to the Boys  
9 Scouts and my fraternity.

10 THE COURT: Have you done that consistently  
11 over the years?

12 PROSPECTIVE JUROR: No, sir.

13 THE COURT: Were you a Boy Scout?

14 PROSPECTIVE JUROR: Yes, I was.

15 THE COURT: For how long?

16 PROSPECTIVE JUROR: Until I was 15, 16.

17 THE COURT: You read a lot of news?

18 PROSPECTIVE JUROR: On occasion.

19 THE COURT: So you don't go searching for  
20 news on the Internet every half hour or so?

21 PROSPECTIVE JUROR: No, sir.

22 THE COURT: Read any newspapers in  
23 particular?

24 PROSPECTIVE JUROR: Tribune, if I ever do  
25 read one.

1 THE COURT: The websites you list as sources  
2 of information look to me as sites that are  
3 information sites as opposed to news sites, is that  
4 correct?

5 PROSPECTIVE JUROR: Correct; they're tech  
6 blogs.

7 THE COURT: Have you seen or heard anything  
8 about this case?

9 PROSPECTIVE JUROR: Just the headlines.

10 THE COURT: Would it be fair to say or unfair  
11 to say that you're not particularly interested?

12 PROSPECTIVE JUROR: I'm interested, but, I  
13 mean, I know -- I mean, I don't know all the  
14 specifics of the case yet, so ....

15 THE COURT: Ever been summoned for a jury  
16 before?

17 PROSPECTIVE JUROR: No, sir.

18 THE COURT: You're in your current job for  
19 3 years?

20 PROSPECTIVE JUROR: Yes, sir.

21 THE COURT: What's the longest you've held  
22 your previous job?

23 PROSPECTIVE JUROR: I'd say about 3 years.

24 THE COURT: Do you read any particular  
25 magazines?

1 PROSPECTIVE JUROR: Just Wire.

2 THE COURT: Are you a diligent reader of  
3 Wire?

4 PROSPECTIVE JUROR: I'd say so.

5 THE COURT: And how long have you been doing  
6 that?

7 PROSPECTIVE JUROR: 3 or 4 years.

8 THE COURT: Thank you.

9 PROSPECTIVE JUROR: Thank you.

10 (Prospective juror exited the courtroom, and the  
11 following proceedings were had herein:)

12 (Brief pause)

13 (Prospective juror entered the courtroom, and  
14 the following proceedings were had herein:)

15 THE COURT: You're 159?

16 PROSPECTIVE JUROR: That is correct.

17 THE COURT: You have a degree from college?

18 PROSPECTIVE JUROR: I do; from Columbia  
19 College, Chicago.

20 THE COURT: Your major was?

21 PROSPECTIVE JUROR: Music business production  
22 management, a degree in arts entertainment media  
23 management.

24 THE COURT: And what kind of work do you now  
25 do?

1 PROSPECTIVE JUROR: I work on my website  
2 called couponcabin.com. I was hired as a social  
3 media director and I was recently promoted to  
4 international account manager. Also am an  
5 entertainer. On the weekends I am a dancer in MC  
6 for bar mitzvahs and private events. And I also do  
7 private security for private events also at private  
8 parties. And I'm a licensed private security, so  
9 I'm able to carry and conceal in the State of  
10 Illinois under a corporate protective services, the  
11 Private Security Act of 2004.

12 THE COURT: Do you have a favorite among  
13 those occupations?

14 PROSPECTIVE JUROR: Doing the couponcabin and  
15 also performing.

16 THE COURT: All right. And what was the  
17 first job you had? What's the one you've been at  
18 the the longest?

19 PROSPECTIVE JUROR: Boom entertainment.

20 THE COURT: The second longest?

21 PROSPECTIVE JUROR: It would be with  
22 security, but that's part-time, very part-time, very  
23 occasional. But my full-time 8:00 to 5:00 would be  
24 couponcabin.

25 THE COURT: Okay. The answer to the question

1 whether you or anyone close to you has ever owned a  
2 business and the answer is yes.

3 PROSPECTIVE JUROR: Throughout college I did  
4 private events and promotions and I was partner in  
5 the original Boom Entertainment Company. So I was  
6 partner in the sister company called Boom  
7 Productions, but that was dissolved.

8 THE COURT: Given all the various things you  
9 do, do you have anything that you would regard as an  
10 outside hobby or an outside interest?

11 PROSPECTIVE JUROR: I mean, I play guitar,  
12 listen to music. Do the normal post-graduate  
13 college activities, I would say.

14 THE COURT: News, what is your source of  
15 news?

16 PROSPECTIVE JUROR: I would say because I'm  
17 the owner of that company, definitely just going on  
18 Yahoo, my home page, seeing the updates, Twitter  
19 updates. My source of friends, I would say, you  
20 know, if I'm on Facebook I would see what my friends  
21 post, and see some artists. Or, you know, if I'm  
22 laying in bed at night I would, you know, CNBC or  
23 CNN, see what's going on. But that would be my main  
24 source, would be Internet or late night news.

25 THE COURT: When you say see what's going on,

1 are there any particular areas of interest that you  
2 have? Things that you check in particular?

3 PROSPECTIVE JUROR: I just recently just  
4 watched between Israel and Turkey and that stuff  
5 because of my family and that whole situation. I  
6 was in Israel a few years back, so .... Just the  
7 whole situation semi-interesting to me because of my  
8 family and relations to my religion.

9 THE COURT: Are you the kind of person, for  
10 example, who would check to see what the headlines  
11 of the day are?

12 PROSPECTIVE JUROR: I mean, not so much, not  
13 on a daily basis. If I'd come across it, if it's  
14 interesting to me, I'll read it if I catch a  
15 glimpse. But I'm not, you know, an avid checker of  
16 the newspaper. Or, you know, I'll get the Red Eye  
17 once in a while and see what shows are coming in  
18 town, or what to do this weekend, or what the lineup  
19 was at the Lalapalooza that just came out, that was  
20 interesting to me.

21 THE COURT: So it's fair to say you're not a  
22 general news reader, you're looking for things that  
23 you already know would interest you, is that right?

24 PROSPECTIVE JUROR: Correct. If my friends  
25 tell me of something, then I'll go more likely

1 research it.

2 THE COURT: Is politics one of the subjects  
3 that interest you?

4 PROSPECTIVE JUROR: I mean, that's always  
5 been, you during high campaign times or during,  
6 obviously, the last election I was very interested,  
7 but not to the degree of some of my associates or  
8 some of friends. I'm not very involved in politics.

9 THE COURT: Okay. Do you remember hearing or  
10 reading anything about this case?

11 PROSPECTIVE JUROR: I wasn't 100 percent  
12 sure, you know, I just heard basic lines when it  
13 came out about what had happened, and that was the  
14 last of it, and so another day and then that was it.

15 THE COURT: If you sat on a jury in this  
16 case, would you be able to disregard everything you  
17 heard or read before, if you happen to remember, and  
18 decide this case only on the basis of you hear in  
19 the courtroom?

20 PROSPECTIVE JUROR: Absolutely.

21 THE COURT: How much of your time would you  
22 actually be working in security?

23 PROSPECTIVE JUROR: I mean, it was as called  
24 upon. You know, as private events and then as  
25 needed.

1 THE COURT: Say in a period of 3 months, how  
2 many times?

3 PROSPECTIVE JUROR: Maybe two weekends, so  
4 maybe 8 hours.

:00PM

5 THE COURT: Okay. And do you work in that  
6 enterprise, do you work on calls? Somebody calls  
7 and says we need you?

:00PM

8 PROSPECTIVE JUROR: That would be correct.  
9 My boss would just call me and say I need you this  
10 weekend, and if you can work, that would be great,  
11 if not .... You know, it would be more me calling  
12 him and saying, hey, do you have anything for me, he  
13 would be, sure, come out this Tuesday, you could  
14 work a detail.

:01PM

15 THE COURT: Okay. And in terms of your  
16 personal entertainment, how do you get those jobs?

:01PM

17 PROSPECTIVE JUROR: I booked as an  
18 entertainer. Boom Entertainment is an entertainment  
19 company, and so I just get booked as an entertainer  
20 for them. I'm freelance entertainer, basically, but  
21 they book me on no contracts.

:02PM

22 THE COURT: Ever been arrested for a crime?

23 PROSPECTIVE JUROR: I have not.

24 THE COURT: Ever been a victim of a crime?

25 PROSPECTIVE JUROR: I have not.



1 THE COURT: Thank you.

2 PROSPECTIVE JUROR: Thank you so much for  
3 your time.

4 (Prospective juror exited the courtroom, and the  
5 following proceedings were had herein:)

6 (Brief pause)

7 (Prospective juror entered the courtroom, and  
8 the following proceedings were had herein:)

9 THE COURT: You are number 160?

10 PROSPECTIVE JUROR: Yes, sir.

11 THE COURT: You are a college graduate and  
12 you have some post-graduate education?

13 PROSPECTIVE JUROR: Yes, sir.

14 THE COURT: In what field?

15 PROSPECTIVE JUROR: Psychology.

16 THE COURT: What do you do at work?

17 PROSPECTIVE JUROR: Right now I just got a  
18 new job as an editor copy check for the independent  
19 media group.

20 THE COURT: And what job did you have before  
21 that?

22 PROSPECTIVE JUROR: Before that I was doing  
23 the same thing with Chicago Media Group. I got  
24 transferred to the Chicago Media Group.

25 THE COURT: You have a brother who's a

1 lawyer?

2 PROSPECTIVE JUROR: Yes, I do.

3 THE COURT: Do you know what kind of law he  
4 practices?

5 PROSPECTIVE JUROR: Mostly contract.

6 THE COURT: Do you see your brother often?

7 PROSPECTIVE JUROR: Yes, I do; regularly.

8 THE COURT: You were a victim of a crime?

9 PROSPECTIVE JUROR: I have been.

10 THE COURT: And what was that?

11 PROSPECTIVE JUROR: It was a hate crime about  
12 7 years ago in Wrigleyville.

13 THE COURT: And someone was charged?

14 PROSPECTIVE JUROR: Yes.

15 THE COURT: And was that person convicted?

16 PROSPECTIVE JUROR: I don't recall the result  
17 of that.

18 THE COURT: Did you have to go to court for  
19 that?

20 PROSPECTIVE JUROR: Pardon me?

21 THE COURT: Did you have to go to court for  
22 that?

23 PROSPECTIVE JUROR: No, I didn't have to.

24 THE COURT: Do you volunteer your time or  
25 donate money to any organization?

1 PROSPECTIVE JUROR: I do. Cierra Club, some  
2 other organizations.

3 THE COURT: Time or money or both?

4 PROSPECTIVE JUROR: Yes; both.

:05PM

5 THE COURT: Both?

6 PROSPECTIVE JUROR: Both.

7 THE COURT: How much time in the course of a  
8 month would you say you donated?

:05PM

9 PROSPECTIVE JUROR: In the course of a month?  
10 Maybe 5 hours a week and over the course of a year,  
11 this past year I've successful, probably \$10,000.

12 THE COURT: So it's a substantial commitment  
13 to you?

14 PROSPECTIVE JUROR: Yes; substantially.

:05PM

15 THE COURT: Your most common source of news  
16 is the Internet?

17 PROSPECTIVE JUROR: Correct.

18 THE COURT: You check general news sources or  
19 are you more interested in specific --

:05PM

20 PROSPECTIVE JUROR: well, I get paid to read  
21 the news, so I read it constantly, yes. I read from  
22 the reports as they send me stuff and I also read  
23 other resources well.

24 THE COURT: Ever get tired of the news?

:06PM

25 PROSPECTIVE JUROR: I'm a news junkie.

voir dire examination

339

1 THE COURT: Does this mean that you've read  
2 pretty much everything about --

3 PROSPECTIVE JUROR: Yes.

4 THE COURT: -- about this case?

5 PROSPECTIVE JUROR: Yes, sir.

6 THE COURT: And you really think you made up  
7 your mind, you couldn't disregard what you've read?

8 PROSPECTIVE JUROR: I don't believe that,  
9 sir.

10 THE COURT: Is that based on the quantity of  
11 what you read?

12 PROSPECTIVE JUROR: Pretty much in the  
13 quantity of what I've read.

14 THE COURT: Thank you.

15 PROSPECTIVE JUROR: You're welcome.

16 (Prospective juror exited the courtroom, and the  
17 following proceedings were had herein:)

18 (Brief pause)

19 (Prospective juror entered the courtroom, and  
20 the following proceedings were had herein:)

21 THE COURT: You're number 108?

22 PROSPECTIVE JUROR: Yes.

23 THE COURT: I understand that you were  
24 supposed to be here yesterday but you had car  
25 difficulties?

1 PROSPECTIVE JUROR: Yes.

2 THE COURT: What do you do for a living?

3 PROSPECTIVE JUROR: I work at an auto parts  
4 store.

:07PM

5 THE COURT: And what do you do for them?

6 PROSPECTIVE JUROR: I am a parts manger  
7 there.

8 THE COURT: You indicate that you're a store  
9 key holder, meaning? What does that mean?

:07PM

10 PROSPECTIVE JUROR: When the store manger is  
11 not there, I'm in charge.

12 THE COURT: Does it also mean you can open  
13 the door and lock the door?

14 PROSPECTIVE JUROR: Correct.

:08PM

15 THE COURT: How long have you worked there?

16 PROSPECTIVE JUROR: About 5 years.

17 THE COURT: You work anywhere else before  
18 that?

19 The mike is working.

:08PM

20 PROSPECTIVE JUROR: Or it's working?

21 THE COURT: Yeah.

22 PROSPECTIVE JUROR: Okay.

23 I did work at Continental Nissan Dealership.

24 THE COURT: Some kind of work?

:08PM

25 PROSPECTIVE JUROR: Yes.

1 THE COURT: And most of the time you deal  
2 with customers, is that correct?

3 PROSPECTIVE JUROR: Correct.

4 THE COURT: But you do have some basic  
5 knowledge of auto mechanics?

6 PROSPECTIVE JUROR: Yes.

7 THE COURT: What's your outside interests?  
8 What do you do when you're not working?

9 PROSPECTIVE JUROR: I like to work on my  
10 cars, sports; that's pretty much it.

11 THE COURT: What kind of sports?

12 PROSPECTIVE JUROR: Play all type of sports;  
13 baseball, basketball, pretty much, like, anything.

14 THE COURT: How many hours a week would you  
15 say you devote to playing sports?

16 PROSPECTIVE JUROR: About 5 hours each day.

17 THE COURT: And how about working on  
18 vehicles?

19 PROSPECTIVE JUROR: Same amount.

20 THE COURT: Did you find it odd that  
21 yesterday you had car trouble?

22 PROSPECTIVE JUROR: Did I find it odd?

23 THE COURT: Yeah.

24 PROSPECTIVE JUROR: No.

25 THE COURT: What do you read? Magazines,

1 books?

2 PROSPECTIVE JUROR: Sports magazines; pretty  
3 much anything, too.

4 THE COURT: Do you read the newspapers?

5 PROSPECTIVE JUROR: Not really.

6 THE COURT: Where do you get your news from?

7 PROSPECTIVE JUROR: Internet.

8 THE COURT: And what do you look up on the  
9 Internet?

10 PROSPECTIVE JUROR: Pretty much the only  
11 thing I look up is just, you know, whenever I go on  
12 Yahoo, the main pages or main news.

13 THE COURT: How about radio, do you listen to  
14 radio?

15 PROSPECTIVE JUROR: Once in a while. Once in  
16 a while I do.

17 THE COURT: What are you looking for on the  
18 radio?

19 PROSPECTIVE JUROR: All sorts of radio  
20 stations. I mean, 103.5 or 101.9.

21 THE COURT: You know anything about this case  
22 at all?

23 PROSPECTIVE JUROR: Not really.

24 THE COURT: Is that because if news comes out  
25 about this case you really don't care?

voir dire examination

343

1 PROSPECTIVE JUROR: Yeah.

2 THE COURT: Ever been on a jury before?

3 PROSPECTIVE JUROR: No.

4 THE COURT: Ever been called for jury duty  
5 before?

6 PROSPECTIVE JUROR: No.

7 THE COURT: Do you remember anything at all  
8 about this case?

9 PROSPECTIVE JUROR: Not really.

10 THE COURT: Are you a registered voter?

11 PROSPECTIVE JUROR: Yes.

12 THE COURT: Did you vote in the last  
13 election?

14 PROSPECTIVE JUROR: No, I didn't.

15 THE COURT: How about the election before  
16 that?

17 PROSPECTIVE JUROR: No, I didn't.

18 THE COURT: Have you ever voted?

19 PROSPECTIVE JUROR: Yes.

20 THE COURT: When was the most recent time you  
21 voted?

22 PROSPECTIVE JUROR: The previous year.

23 THE COURT: Okay. Thank you.

24 (Prospective juror exited the courtroom, and the  
25 following proceedings were had herein:)



1 (Brief pause)

2 THE COURT: There is one more person on the  
3 list, but that person has had difficulty getting  
4 here and will be heard on Monday, that is number  
5 139.

6 That's it for now. What I'm going to do is  
7 recess and then we can do some challenges for cause  
8 and we can do the others on Monday.

9 The reason we're doing some now is because I  
10 think there are some that are fairly obvious. So  
11 we'll deal with them and then again on Monday. I'll  
12 be back out at the half hour.

13 (Recess.)

14 (The following proceedings were had in open  
15 court:)

16 THE COURT: Somebody come up to the lectern.

17 (Brief pause)

18 THE COURT: In order to preserve my  
19 recordkeeping, instead of doing what I did this  
20 morning I'm just going to call out a number and  
21 whoever wants to speak to it can do so.

22 131?

23 MR. SCHAR: No objection.

24 MR. ADAM, JR.: Your Honor, if I may. You  
25 said these are just obvious and we can preserve them

1 for Monday or --

2 THE COURT: No, you can preserve them for  
3 Monday, but there are ones that are obvious and so  
4 we'll deal with those.

5 MR. ADAM, JR.: Oh, okay.

6 MR. SOROSKY: Concerning 131, we have an  
7 objection, but based upon your earlier ruling, we  
8 did not put that in the obvious category.

9 THE COURT: That's fine.

10 132?

11 MR. ADAM, JR.: No objection.

12 MR. NIEWOEHNER: No objection.

13 THE COURT: 133?

14 MR. ADAM, JR.: No objection, Your Honor.

15 MR. SCHAR: No objection.

16 THE COURT: 134?

17 MR. SOROSKY: We may have an objection, but  
18 we'll wait until Monday on that.

19 THE COURT: Right.

20 135?

21 MR. ADAM, JR.: No objection.

22 MR. SCHAR: No objection.

23 THE COURT: 136?

24 MR. SOROSKY: We may have an objection, but  
25 we'll wait until Monday.

voir dire examination

346

1 THE COURT: 137?

2 MR. ADAM, JR.: No objection, Your Honor.

3 MR. SCHAR: No objection, Judge.

4 THE COURT: 138?

5 MR. ADAM, JR.: Objection, obvious, Your  
6 Honor.

7 MR. SOROSKY: Do you want --

8 MR. SCHAR: We don't agree with that, Judge.

9 THE COURT: I am sustaining that objection,  
10 the main reason I'm sustaining the objection is more  
11 his hardship argument. I might sustain it, anyway,  
12 but ....

13 MR. ADAM, JR.: Yes, your Honor.

14 THE COURT: 138?

15 MR. SOROSKY: 138 we already ruled on.

16 THE COURT: Yeah, that's right. Sorry.  
17 139?

18 MR. SOROSKY: That is the juror --

19 THE COURT: That's for Monday. Sorry.

20 MR. ADAM, JR.: Yes, your Honor.

21 MR. SOROSKY: Right.

22 THE COURT: 140?

23 MR. SOROSKY: There may be some objection.  
24 We'll wait until Monday on that, Judge.

25 THE COURT: 141?

voir dire examination

347

1 MR. ADAM, JR.: Objection, obvious, Your  
2 Honor.

3 MR. SCHAR: We don't object to that, Your  
4 Honor. We agree.

5 MS. HAMILTON: We all agree.

6 THE COURT: It's interesting that it's still  
7 around.

8 MR. ADAM, JR.: I know. Yes, sir.

9 THE COURT: 142?

10 MR. SOROSKY: We ask if that could be held  
11 off until Monday.

12 MR. SCHAR: We have to object on that one.  
13 He seems incapable of not --

14 THE COURT: You want to object too?

15 MR. ADAM, JR.: Yes, Your Honor. We object.  
16 We'll do that by agreement.

17 THE COURT: Sustained.

18 143?

19 MR. SOROSKY: We would object. We say it's  
20 obvious.

21 MR. SCHAR: We agree, Judge.

22 THE COURT: 144?

23 MR. ADAM, JR.: Objection, and obvious, Your  
24 Honor.

25 MR. SCHAR: We agree, Judge.

1 THE COURT: Yes; if no other thing, it's a  
2 language difficulty.

3 MR. ADAM, JR.: Yes, sir.

4 THE COURT: Number 145?

5 MR. ADAM, JR.: May we hold that until  
6 Monday, Your Honor?

7 MR. SOROSKY: Unless you feel it's obvious.

8 THE COURT: My concern is -- I have to look  
9 at this again. My concern is what appears in  
10 question 21 on Page 9.

11 MR. ADAM, JR.: May I have a moment, Your  
12 Honor?

13 THE COURT: Yeah.

14 (Brief pause)

15 THE COURT: And it's a concern that, I think,  
16 cuts against either side significantly.

17 MR. ADAM, JR.: May we say in the abundance  
18 of caution, Your Honor, to strike her for cause.

19 MR. SCHAR: We don't object, Judge.

20 THE COURT: All right.

21 MR. ETTINGER: Which one was that?

22 MR. SOROSKY: 145.

23 THE COURT: 146?

24 MR. ADAM, JR.: No objection, Your Honor.

25 MR. SCHAR: No objection.

1 THE COURT: 147?

2 MR. ADAM, JR.: Objection, obvious.

3 MR. SCHAR: Agree, Judge.

4 THE COURT: Yes, it is fairly obvious.

5 148?

6 MR. ADAM, JR.: No objection.

7 MR. SCHAR: No objection.

8 THE COURT: 149?

9 MR. ADAM, JR.: No objection.

10 THE COURT: I have a concern with language.

11 MR. SCHAR: As do we, Judge.

12 THE COURT: That's my concern.

13 MR. SOROSKY: For cause, we have no problem  
14 with cause.

15 THE COURT: Okay.

16 150? Have you seen the letter?

17 MR. SCHAR: I don't think we have.

18 MR. ADAM, JR.: We have not, Your Honor.

19 THE COURT: This is "we the employer of 150"

20 he doesn't say "150" but I made the editorial

21 change, "we, the employer of 150, he is the lead

22 senior software developer, a key employee, oversees

23 the design, build and quality of work product for

24 half of our engineers. Over the next 4 months we

25 have three software releases promised to his

1 clients." Basically, they're saying it's a small  
2 company and it's a devastating loss, and I think  
3 he's telling the truth.

4 MR. ADAM, JR.: Yes, sir. We have no  
5 objection.

6 MR. ETTINGER: We have no objection.

7 THE COURT: All right.

8 151?

9 MR. ADAM, JR.: No objection, Your Honor.

10 MR. SCHAR: No objection.

11 THE COURT: 152?

12 MR. ADAM, JR.: We may make an objection  
13 Monday, unless Your Honor thinks it's obvious.

14 MR. SCHAR: I guess the question is, I know  
15 there was a hardship that was brought up at the end.

16 THE COURT: I'd save this one, and the reason  
17 I'd save this one is that the contingency that might  
18 make this a hardship is still a contingency and  
19 we'll have alternates. This is the kind of thing  
20 where we can have a little leeway. So I'm not doing  
21 it now. If somebody has other objections, they can  
22 raise them on Monday.

23 MR. ADAM, JR.: Yes, your Honor.

24 MR. SCHAR: Judge, is she still here? The  
25 only question we'd ask -- she was the one who

1 indicated that she had a conviction out of state.  
2 If that is a felony conviction, with a felony  
3 conviction, technically, she can't sit. So I don't  
4 know if she is still here whether that could be  
5 resolved.

6 MR. ETtinger: Is it a felony?

7 MR. ADAM, JR.: I don't know.

8 THE COURT: Is she still here?

9 THE CLERK: Don't know.

10 THE COURT: Maybe we can find out.

11 MR. SCHAR: Okay.

12 MR. SOROSKY: Your Honor, on 149, if we could  
13 revisit that and perhaps hold that until Monday?

14 MR. ETtinger: The lady with the Polish.

15 MR. SOROSKY: That was the juror with the  
16 understanding problem, that seems to be her only --

17 THE COURT: Yeah. Okay.

18 MR. SOROSKY: Could we consider that Monday?

19 THE COURT: Yeah.

20 So we're saving 152?

21 MR. ADAM, JR.: Yes, your Honor.

22 THE COURT: For further investigation.

23 153?

24 MR. ADAM, JR.: No objection.

25 MR. SCHAR: No objection, Judge.



voir dire examination

352

1 MR. ETTINGER: No objection.

2 THE COURT: 154?

3 MR. ADAM, JR.: Objection, obvious.

4 THE COURT: Well, wait, wait, wait. What I  
5 think everybody has to look at, which I didn't raise  
6 for obvious reasons, is his response to question 65  
7 E, the meaning of which I think everybody here  
8 understands.

9 MR. ADAM, JR.: Yes, your Honor.

10 THE COURT: So he's out.

11 155?

12 MR. SOROSKY: No objection.

13 MR. SCHAR: No objection, Your Honor.

14 THE COURT: 156?

15 MR. SOROSKY: No objection.

16 MR. SCHAR: No objection.

17 THE COURT: Okay. I think that's the end of  
18 it for us.

19 MR. ADAM, JR.: 157, Your Honor.

20 MR. SCHAR: 157, Your Honor.

21 THE COURT: Oh, wait. Wait.

22 (Brief pause)

23 THE COURT: Anyone want to say anything?

24 MR. SOROSKY: We want to object for cause.

25 MR. SCHAR: We agree.

voir dire examination

353

1 THE COURT: Yeah.

2 158?

3 MR. SCHAR: No objection.

4 MR. ADAM, JR.: No objection, Your Honor.

:50PM

5 MR. SOROSKY: Well, could we hold that until  
6 Monday?

7 THE COURT: Sure.

8 159?

9 MR. SCHAR: No objection.

:50PM

10 MR. ADAM, JR.: No objection.

11 THE COURT: We may have an issue. I think we  
12 gave you a sheet of paper on this one.

13 MR. SCHAR: Given the age on the sheet of  
14 paper --

:50PM

15 THE COURT: How old was he?

16 MR. SCHAR: 13.

17 THE COURT: If you don't care, I don't care.

18 MR. ADAM, JR.: Yes, your Honor. We don't.

19 THE COURT: No objection.

:50PM

20 160?

21 MR. SCHAR: That's cause, obvious.

22 MR. ADAM, JR.: Agreed.

23 THE COURT: Is the statement on Page 37 true  
24 of this questionnaire?

:51PM

25 MR. ADAM, JR.: The last page, Your Honor?

1 THE COURT: Yeah.

2 MR. ADAM, JR.: We believe so, yes, your  
3 Honor.

4 THE COURT: You mean it does not stick out in  
5 anybody's memory?

6 MR. SCHAR: He does.

7 THE COURT: He does?  
8 108?

9 MR. SOROSKY: No objection.

10 MR. ADAM, JR.: No objection.

11 MR. SCHAR: I guess we'll argue that one.

12 THE COURT: Yeah, you can argue that one  
13 Monday.

14 MR. ADAM, JR.: May I address the Court, Your  
15 Honor?

16 THE COURT: As soon they finish counting.

17 MR. ADAM, JR.: Yes, sir.

18 (Brief pause)

19 THE COURT: Okay, we have lost 12 by  
20 agreement and I think we have 11 to which there's no  
21 objection, something like that, which means we're  
22 making decent progress.

23 Now, somebody wanted say something.

24 MR. ADAM, JR.: If I may, Your Honor. In the  
25 earlier session we did causes on the ones from

1 yesterday. Something came to our attention today by  
2 a piece of paper that was given to us regarding  
3 juror 113. It is regarding questions 26 A, B,C and  
4 D.

5 THE COURT: Which -- wait. Hang on one  
6 second.

7 (Brief pause)

8 THE COURT: He was the one on which the check  
9 was not done. I had the check done, and the check  
10 turned up something, and we showed it to all of you,  
11 and I anticipated that this would be raised.

12 MR. ADAM, JR.: Yes, sir.

13 MR. SCHAR: Again, our position is that he  
14 probably be brought back and asked about it more  
15 directly, which seemed to be the process today when  
16 this issue came up and see if the answer is  
17 consistent.

18 THE COURT: Can I see the sheet?

19 MR. ADAM, JR.: May I approach?

20 THE COURT: Just give it to Mr. Walker.

21 (Brief pause)

22 THE COURT: I'll bring him back, but I'd have  
23 to get an exceptional explanation.

24 MR. ADAM, JR.: Thank you, Your Honor,

25 THE COURT: Anything else?

1 MR. SCHAR: I assume there would be 30  
2 brought in on Monday, and if we have an opportunity  
3 on Monday morning to look at those questionnaires at  
4 the beginning of the day.

:55PM

5 THE COURT: We will attempt to do that.

6 MR. SCHAR: Thank you, Judge.

:56PM

7 THE COURT: We need 40 to be sure that we  
8 have a jury. So we'll need somewhere between, let's  
9 say, 8 and 12 at the end of Monday. If we have  
10 enough at the end of Monday and if we have more than  
11 enough at the end of Monday, what I'm going to bring  
12 that group back on Tuesday morning where we'll then  
13 do the peremptories.

:56PM

14 MR. ADAM, JR.: Sure.

15 THE COURT: And then I expect opening in the  
16 afternoon on Tuesday.

:57PM

17 MR. SOROSKY: Your Honor, if we could ask one  
18 thing. Blagojevich's daughter is graduating from  
19 grammar school Tuesday afternoon and I think the  
20 graduation ceremony begins late afternoon. So  
21 looking at all the good progress we've made, could  
22 we begin opening, perhaps, Wednesday morning?

:57PM

23 THE COURT: I would be extremely reluctant to  
24 do that. I would be willing, if all goes well, to  
25 start earlier on Tuesday and end earlier. But I

1 don't want to put us in a position where we pick the  
2 jury and then we say come back later. The reason  
3 for this applies particularly to cases like this as  
4 opposed to some ordinary trial. We are asking a lot  
5 of jurors in terms of the time commitment, and one  
6 of the last things we want to communicate to those  
7 jurors is that we're taking a half a day here or a  
8 half a day there for the convenience of lawyers.

9 And given my own experience, I know that when the  
10 half day is taken, even if it's not for the  
11 convenience of lawyers, even when there is some  
12 particularly good reason, you will have some jurors  
13 who think ill of either everybody in the courtroom  
14 or someone in the courtroom and you never know.

15 So I don't want to take that chance. We are  
16 going to have very few accommodations in terms of  
17 time in this case. If we have a very substantial  
18 portion for completion of the opening statement and  
19 it's a little early in the afternoon, that's fine.  
20 But to wipe out a part of the day is going to be  
21 mischief.

22 Thanks.

23 MR. SCHAR: Thanks, Judge.

24

25

1 MR. ADAM, JR.: Thank you, Your Honor.

2 THE COURT: Thanks.

3

4 (Adjournment taken from 4:59 o'clock p.m. to  
5 9:30 o'clock a.m. on June 7, 2010.)

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voir dire examination

359

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I CERTIFY THAT THE FOREGOING IS A CORRECT TRANSCRIPT  
FROM THE RECORD OF PROCEEDINGS IN THE ABOVE-ENTITLED  
MATTER

/s/Blanca I. Lara

date

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Blanca I. Lara

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Date